

\* AGENDA \*  
LUDINGTON CITY COUNCIL MEETING

Municipal Building  
Monday, September 10, 2012  
6:30 pm

- 1.) Roll Call
- 2.) Invocation
- 3.) Pledge of Allegiance
- 4.) Approve Agenda
- 5.) Meeting Open for Public Comments
- 6.) Approval of Minutes - Regular Meeting - August 27, 2012  
Closed Session - August 27, 2012
- 7.) Communications
  - a.) LHS - Ludington Homecoming Pep Assembly Request
  - b.) LHS - Ludington Homecoming Request
- 8.) Committee Reports
  - a.) Finance
    - 1.) Payment of Bills
    - 2.) SRS Industries LLC dba Whitehall Industries IFT
      - a.) Set Public Hearing - 9/24/2012
  - b.) Personnel
  - c.) Public Safety / Public Utilities
  - d.) Buildings & Licenses / Long Range Planning & Industrial Development
    - 1.) First Presentation Ordinance No. 248-12 - Rezoning
    - 2.) First Presentation Ordinance No. 249.12 - Text Changes
    - 3.) Approve Building Inspector Contract
  - e.) Cemetery, Parks, and Recreation / Waterfront
    - 1.) Adopt Resolution Temporary Liquor License - Oktoberfest
    - 2.) Adopt Resolution Temporary Liquor License - New Year's Eve
- 9.) Communications from City Officials
  - a.) Mayor - Appeal of FOIA Decision - September 4, 2012 - FOIA Request Dated 8/26/12
  - b.) Mayor - Set Goal Setting Workshop - Wednesday, September 19, 2012, 5:00 pm  
Community Room
- 10.) Miscellaneous Business
- 11.) Adjournment



JOHN HENDERSON, MAYOR  
JOHN E. SHAY, CITY MANAGER  
DEBORAH L. LUSKIN, CITY CLERK  
LINDA J. ROGERS, CITY TREASURER

## CITY OF LUDINGTON

400 SOUTH HARRISON STREET  
LUDINGTON, MICHIGAN 49431  
PHONE (231) 845-6237  
FAX (231) 845-1146

### MEMORANDUM

TO: Mayor Henderson and the Ludington City Council  
FROM: John Shay, City Manager *B*  
DATE: September 7, 2012  
RE: City Manager's Report

The following are updates on issues, which are not on the agenda for the September 10, 2012 City Council meeting:

#### **North Gaylord Avenue Construction**

The contractor has completed minor repairs to the sanitary sewer and has replaced all of the water service lines that are located under North Gaylord Avenue between Lowell Street and Bryant Road. The contractor has also paved the first course of asphalt. The final course of asphalt should be installed shortly, which will essentially complete the project with the exception of restoration work and any punch-list work.

#### **Danaher Water Tower Repainting**

Water has been drained from the Danaher water tower in preparation for the repainting of both the interior and exterior of the water tower. This work is expected to begin next week and continue through about the end of October, weather permitting.

*On the Shores of Lake Michigan*

August 27, 2012

Regular meeting of the Ludington City Council held in the Council Chambers of the Municipal Building on Monday, August 27, 2012, at 6:30 o'clock p.m.

Present: His Honor Mayor John Henderson and Councilors Kaye Holman, Richard Rathsack, Wally Taranko, Les Johnson, Wanda Marrison, Nick Tykoski, and Gary Castonia.

Absent: None.

Also present were City Manager John Shay, City Attorney Richard Wilson, Police Chief Mark Barnett, Fire Chief Jerry Funk, City Treasurer Linda Rogers, and City Clerk Deborah Luskin.

Invocation was pronounced by Police Chief Barnett.

Pledge to the Flag was given.

Moved by Councilor Castonia, seconded by Councilor Holman, that the Agenda be approved as presented. Motion Carried.

The meeting was opened for public comments.

C. Dale Bannon, City of Ludington, asked that the 8/13/12 City Council minutes be corrected to show that he did not advocate moving the American Flag but rather moving the City of Ludington flag and this flag has now been moved.

Karen Nielsen, City of Ludington, commented that she was in attendance at the July 9<sup>th</sup> City Council meeting to speak on the issue of fireworks and His Honor Mayor Henderson referred her concerns to the Public Safety/Public Utility Committee. She asked for an update from this Committee and informed Council that last night the fireworks in her neighborhood sounded like bombs exploding. A second comment from Karen Nielsen was that she has been involved as a government teacher for 40 years and believes very strongly in the Freedom of Information Act, but as a citizen, she stated that in her opinion she believes that Mr. Rotta is wasting the taxpayers' money with all of his frivolous Freedom of Information requests.

Bob Hannah, City of Ludington, thanked the City Council, Mayor Henderson, City Manager Shay, and Police Chief Mark Barnett and stated that these people are a great asset to the City. He stated that he is wondering why Mr. Rotta is allowed to spend taxpayers' money on FOIA requests and these requests are a waste of money and harassment. He commented that he is looking for some answers and is not happy about this.

Tom Rotta, City of Ludington, asked to clarify some information which was provided by the Police Chief at the last council meeting. The Police Chief stated that Tom Rotta was someone hiding under the bleachers lobbing rocks on the parade. Tom Rotta stated that he respectfully disagreed. He commented that what he saw at the last council meeting was a parade of city officials who are hiding behind their own bleachers lobbing rocks on concerned citizens who care deeply about the direction this local government is going in. The public lynching began with Councilor Kaye Holman, who made comments about FOIA and referred to a big stack of papers as public requests that he had made under FOIA. He referred to comments Councilor Holman had made such as "I don't know," "I don't care," or "I have no idea" on 8 different occasions on topics of minimum wage, the amount of time the City Attorney worked with the City, the amount that the City Attorney gets paid annually and by the hour, the amount of time per week the city employees worked on Tom Rotta's FOIA requests that he never requested in the first place, the total amount of hours worked on these requests, the amount of FOIA requests he actually makes, the average hourly rate of an employee at City Hall, and the amount of money Tom Rotta actually owes the City for his FOIA requests. He commented that he owes the City nothing for his FOIA requests, he pays his debts. Tom Rotta asked the City FOIA Coordinator to itemize the \$6,500 that the City says is owed and put this in the newspaper. He then referred to Police Chief Barnett who along with the Mayor, stated that the beach patrol was a better investment than the lifeguards. Tom Rotta stated, "If you believe that 3 certified lifeguards on patrol down at the waterfront provide less safety than one or two policemen illegally riding on an ORV on the beach and throughout the town, whose main duty is enforcing beach rules and as a side duty assisting in recovery operations, then you need to meet my friend, Santa Claus". The City is paying more for the beach patrol than for the lifeguard program. He then stated that the Mayor rationalized that the City's action to drop the lifeguard program would be a value decision during a budget crisis, however, the City decided to spend \$1.2 million to paint the City's water towers, when they did not need to be repainted. He commented that one of the water towers has not been repainted yet and will not be repainted until next year, three years after the contract says it would be painted. He is aware of this through one of his FOIA requests that he paid \$57 for 24 pages of nonexempt information. His Honor Mayor Henderson informed Tom Rotta that the 5 minutes allowed for speaking in the public comment session was up. Tom Rotta asked for additional time referring to a council meeting last July when John Cade was allowed to speak for 7 minutes, 24 seconds. His Honor Mayor Henderson stated that he follows the 5 minute rule and asked that Tom Rotta sit down.

Jerry Funk, Ludington Fire Chief, explained that even though Tom Rotta and his significant other are wearing fire department shirts, they are not members of the fire department.

His Honor Mayor Henderson recognized Representative Ray Franz in the audience.

After no further comments were received, the regular order of business was resumed.

Moved by Councilor Johnson, seconded by Councilor Marrison, to approve the minutes of the regular meeting 8/13/12, as corrected. His Honor Mayor Henderson asked that the minutes be corrected to refer to a request by C. Dale Bannon to move the City Flag and not the United States Flag. Motion Carried.

Moved by Councilor Taranko, seconded by Councilor Rathsack, that the Finance Report with total expenditures in the amount of \$946,888.21 for this period can be approved and orders drawn according to the City Charter. Motion Carried.

Councilor Castonia informed Karen Nielsen that the City has not had a Public Safety Public Utility Committee meeting yet and when they do they will work on the fireworks issue. His Honor Mayor Henderson asked to have this meeting scheduled in the next 2 weeks.

City Manager John Shay explained that the City received a FOIA request from Mr. Rotta on August 14<sup>th</sup> in which he asked to inspect the 2 large stacks of papers that were located on Kaye Holman's right at the August 13, 2012 City Council meeting, which were alleged by Tom Rotta to be 90% of the FOIA requests made to the City of Ludington. It was Tom Rotta's understanding that since these public records were compiled for Councilor Holman's lecture that perusal of these prepared documents should not cost him anything to review. City Manager Shay explained that the City granted Tom Rotta's request in part and denied his request in part explaining that Tom Rotta's understanding that these two stacks were compiled specifically for Councilor Holman was wrong, as these records had been compiled all along by the City. Some of the records Tom Rotta has received and some of these records he has not received either because some of these records were exempt from disclosure or because Tom Rotta refused to pay for these records. Therefore, it is the FOIA Coordinator's recommendation to affirm the FOIA Coordinator's response dated August 22, 2012 to Tom Rotta's FOIA request dated August 14, 2012.

His Honor Mayor Henderson then offered Tom Rotta 5 minutes to make a statement on his behalf regarding the FOIA Coordinator's decision. Tom Rotta explained that on August 16, 2012, 3 days after Councilor Holman showed him the stacks of paper, he received a FOIA response of scanned images of petitions for increasing the term limits of the Mayor. His Honor Mayor Henderson requested that Tom Rotta stay on task with his comment period for the FOIA Coordinator's decision of his FOIA request. The scanned images of signatures showed over 60 signatures which were invalidated and just over 300 legitimate signatures. There are 6,000 registered voters in the City of Ludington and with just over 300 signatures on this petition, this represents 5% of these registered voters. He then referred to City Code, section 7.5 which states that for initiative and referendum proposal, petitions must be signed by 10% of the registered voters of the City. His Honor Mayor Henderson again asked Tom Rotta when he would be getting to his comments on his appeal of the FOIA Coordinator's decision. Tom Rotta stated that this information leads into this and asked for more time for presenting his case. His Honor Mayor Henderson stated that this is not public comment time and these petitions do not have any relevance to the FOIA request in question. Tom Rotta stated that this information does explain a little bit on what he has to say on the original FOIA issue. His Honor Mayor Henderson then allowed one additional minute for Tom Rotta to speak and asked Tom Rotta to focus on why he felt he was wronged on his FOIA request. Tom Rotta then stated the City does not know its own laws as a few months ago the City passed the police pension millage without a quorum. Tom Rotta referred to the Freedom of Information Act Section 3.1, that a person has a right to inspect documents of a public body. When he asked to inspect the records that Councilor Holman had in front of her at the last council meeting, he was told that the records he was requesting in his FOIA request were not compiled for Councilor Holman's presentation at the August 13, 2012 city council meeting. He asked why these records were then gathered and put into heaps on her desk and used for her demonstration. He stated that he has less than 200 copies of records of which he paid for in his possession. He has either inspected or received scanned images of the rest or failed to pay the cost because of the legality of the charge. He then stated that Councilor Holman told a blatant lie and was inaccurate with most of her presentation. He stated that he expects Council to vote 7-0 in favor of the City Manager's recommendation and a vote of 7-0 against the principles of open government.

Moved by Councilor Holman, seconded by Councilor Johnson, to affirm the FOIA Coordinator's response dated August 22, 2012 to Tom Rotta's FOIA request dated August 14, 2012. Councilor Holman stated that she does not lie. Councilor Marrison asked City Manager Shay to explain the perimeters for how FOIA requests are to be charged. City Manager Shay explained that he follows the City's FOIA Policy, which is \$0.25/page. If the total cost exceeds \$50, the City can then charge the labor to compile and examine the information.. If the charge is less than \$50 the City cannot charge labor and in no case can the City charge for the City Attorney fees. The City does not get full reimbursement for all of the costs incurred on these requests. Councilor Castonia asked Tom Rotta for the section he quoted in FOIA. Tom Rotta stated that it was 15.331, Section 3.1 in the FOIA. Motion Carried.

Moved by Councilor Taranko, seconded by Councilor Tykoski, to go into closed session to discuss with Allan Vander Laan, the City's liability insurance attorney, the McAdam lawsuit against the City at 7:10 p.m.

Roll Call: Ayes: Councilors Rathsack, Tykoski, Castonia, Johnson, Taranko, Holman and Marrison.  
Nays: None. Motion Carried.

Moved by Councilor Castonia, seconded by Councilor Taranko, to allow the City Manager, the Attorney from MMRMA, the City Attorney, Mayor Henderson, Chief of Police, and the City Clerk, Motion Carried.  
*to attend closed session.*

His Honor Mayor Henderson called City Council back into session at 8:10 p.m.

Moved by Councilor Tykoski, seconded by Councilor Holman, that the meeting be adjourned. So carried at 8:11 p.m.



Deborah L. Luskin, CMC  
City Clerk



# LUDINGTON AREA SCHOOLS

## LUDINGTON HIGH SCHOOL

**Dale Horowski**  
*Principal*

**Dan Mesyar**  
*Assistant Principal*

**Steve Brockelbank**  
*Athletic Director / Assistant Principal*

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September 7, 2012

Mayor John Henderson  
Ludington City Council  
400 S. Harrison Street  
Ludington, MI 49431

Dear Mayor Henderson,

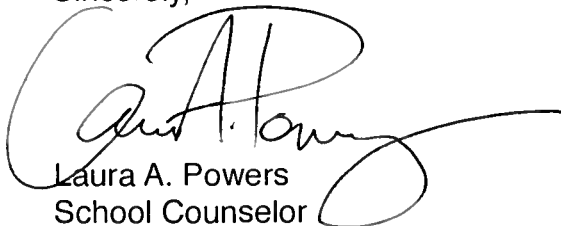
The LHS Spirit Week is set for September 17-September 21, 2012, with the Homecoming Football Game on Friday September 21 against the Fruitport Trojans.

We would like to continue the tradition of holding an afternoon school spirit parade to Oriole Field with a pep assembly to follow and our community spirit parade that evening starting from the Mason County Courthouse at approximately 6 PM. The school spirit parade route begins from the high school and travels down Tinkham ending at Oriole Field. As in year's past, the community parade route will travel down Ludington Avenue to Gaylord and end at Oriole Field prior to the game. Both parade applications were submitted to the city clerk's office via fax on Friday, September 7.

As ever, we thank you for the city's generous support and encouragement of our school and community. We appreciate your help and leadership in continuing the traditions of Homecoming Spirit Week at LHS.

Thank you for your consideration.

Sincerely,



Laura A. Powers  
School Counselor  
Student Council Advisor

PARADE APPLICATION

Powers Laura A.  
 Name (Last) (First) (Middle)

Ludington High School Ludington MI 49431  
 Address City State Zip

(231) 845-7303 ext. 2062 1/26/70  
 Telephone# Soc. Sec. # and/or Tax I.D. # Date of Birth

Ludington High School 508 N. Washington Ave. (231) 845-7303 ext. 2062  
 Organization (Name) Address Telephone

Laura Powers (231) 794-9889 —cell  
 Representative (Name) Address Telephone

Friday September 21 Walk to Oriole field —depart LHS 12:10 and walk back 2:30  
 Date and Time of Parade

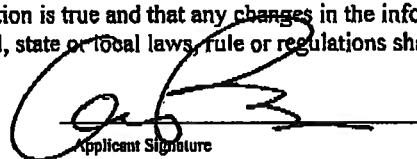
LHS Band, LHS staff and students  
 Number of persons, Vehicles, and animals

Description of route to be traveled:  
 Leave LHS at 12:10 PM and travel by foot as a group going west on Tinkham Ave. to Oriole Field. Return route the same approximately at 2:30

Please attach copy of Liability Insurance.  
 The Central Business Office will send a copy of our Liability Insurance.

I, the undersigned, do swear that the foregoing information is true and that any changes in the information will be reported to the City Clerk. Also, that any federal, state or local laws, rule or regulations shall be complied with during the above activities.

9/7/12  
 Date

  
 Applicant Signature

\_\_\_\_\_  
 Date

\_\_\_\_\_  
 City Clerk Signature

PARADE APPLICATION

Powers Laura A.  
 Name (Last) (First) (Middle)

Ludington High School Ludington MI 49431  
 Address City State Zip

(231) 845-7303 ext. 2062 1/26/70  
 Telephone# Soc.Sec. # and/or Tax I.D. # Date of Birth

Ludington High School 508 N. Washington Ave. (231) 845-7303 ext. 2062  
 Organization (Name) Address Telephone

Laura Powers (231) 794-9889—cell  
 Representative (Name) Address Telephone

Friday September 21 Leave courthouse approximately 6 PM

Date and Time of Parade

LHS Band, 4 Floats, LHS staff and students

Number of persons, Vehicles, and animals

Description of route to be traveled:  
Leave LHS west on Ludington Ave. to Gaylord—North on Gaylord to Tinkham Ave.—West on Tinkham to Ferry St. Entrance to Oriole Field.

Please attach copy of Liability Insurance.

*The Central Business Office will send a copy of our Liability Insurance.*

I, the undersigned, do swear that the foregoing information is true and that any changes in the information will be reported to the City Clerk. Also, that any federal, state or local laws, rule or regulations shall be complied with during the above activities.

9/7/12  
 Date

[Signature]  
 Applicant Signature

\_\_\_\_\_  
 Date

\_\_\_\_\_  
 City Clerk Signature



**"Resolution For Payment of Bills"**

TO HIS HONOR THE MAYOR AND MEMBERS OF THE CITY COUNCIL

THE FOLLOWING ACCOUNTS HAVE BEEN EXAMINED BY YOUR FINANCE COMMITTEE  
AND PAYMENT IS HEREBY RECOMMENDED.

TOTAL ACCOUNTS PAYABLE FOR THIS PERIOD:	<u>\$ 150,185.25</u>
TOTAL EXPENDITURES SINCE 08/27/2012, ARE	<u>\$ 142,053.85</u>

THEREFORE THE FINANCE REPORT WITH TOTAL EXPENDITURES IN THE AMOUNT OF	<u>\$ 292,239.10</u>
FOR THIS PERIOD CAN BE APPROVED AND ORDERS DRAWN ACCORDING TO THE	
CITY CHARTER AND I SO MOVE.	

INVOICE DISTRIBUTION REPORT FOR THE CITY OF LUDINGTON  
 CHECKS DATED FROM 08/28/2012 TO 09/10/2012  
 GENERAL FUND

FOR THE CITY COUNCIL MEETING TO BE HELD ON SEPTEMBER 10, 2012

Dept	Account	Payee	Description	Amount
<b>FUND: 101 GENERAL FUND</b>				
000	002-000	CITY OF LUDINGTON	DEDUCTIONS DICKENSON 08/28/2012	58.05
000	002-000	CITY OF LUDINGTON	DEDUCTIONS DICKENSON 09/06/2012	67.91
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 08/25/2012	33,335.63
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 09/01/2012	30,840.90
101	860-000	RATHSACK, DICK	MAYORS EXCHANGE FRANKENMUTH	182.04
215	853-000	CHARTER COMMUNICATIONS	TELEPHONE	311.79
276	719-000	WEST SHORE BANK	HSA CONTRIBUTION - SCHNEIDER	200.00
276	853-000	CHARTER COMMUNICATIONS	TELEPHONE	43.84
276	923-000	DTE ENERGY	UTILITIES - GAS	30.70
301	853-000	FRONTIER	TELEPHONE	337.28
336	740-000	THROOP FUNERAL HOME	WATER RETRIEVAL POUCH	240.00
336	853-000	FRONTIER	TELEPHONE	77.74
336	864-000	FUNK, GERALD	FIRE CHIEF'S CONFERENCE BOYNE MTN	205.50
751	719-000	WEST SHORE BANK	HSA CONTRIBUTION - SCHNEIDER	200.00
			Total for fund 101 GENERAL FUND	66,131.38
<b>FUND: 202 MAJOR STREETS FUND</b>				
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 08/25/2012	1,772.59
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 09/01/2012	1,836.97
			Total for fund 202 MAJOR STREETS FUND	3,609.56
<b>FUND: 203 LOCAL STREETS FUND</b>				
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 08/25/2012	1,465.10
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 09/01/2012	1,322.45
			Total for fund 203 LOCAL STREETS FUND	2,787.55
<b>FUND: 208 RECREATION FUND</b>				
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 08/25/2012	2,400.49
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 09/01/2012	1,599.57
000	742-000	HANKWITZ, MARGENE	REIMBURSE - POOL SUPPLIES	119.46
			Total for fund 208 RECREATION FUND	4,119.52
<b>FUND: 211 SENIOR CENTER FUND</b>				
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 08/25/2012	2,205.06
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 09/01/2012	2,205.07
000	802-000	CHARTER COMMUNICATIONS	CONTRACTUAL SERVICES	5.99
000	853-000	CHARTER COMMUNICATIONS	TELEPHONE	67.76
			Total for fund 211 SENIOR CENTER FUND	4,483.88
<b>FUND: 493 DDA OPERATING FUND</b>				
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 08/25/2012	166.86
000	004-000	ROGERS, LINDA J	PETTY CASH - FARMER'S MARKET COUPON REIM	200.00
			Total for fund 493 DDA OPERATING FUND	366.86
<b>FUND: 508 CARTIER PARK CAMPGROUND</b>				
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 08/25/2012	2,337.61
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 09/01/2012	1,845.32
000	802-000	CHARTER COMMUNICATIONS	CONTRACTUAL SERVICES	49.99
000	853-000	CHARTER COMMUNICATIONS	TELEPHONE	86.94
			Total for fund 508 CARTIER PARK CAMPGROUND FUND	4,319.86

FUND: 591 WATER MAINTENANCE & WATER FUND

000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 08/25/2012	12,644.69
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 09/01/2012	11,639.23
556	853-000	FRONTIER	TELEPHONE	505.28
000	853-000	CHARTER COMMUNICATIONS	TELEPHONE	82.56
556	853-000	CHARTER COMMUNICATIONS	TELEPHONE	34.55
Total for fund 591 WATER MAINTENANCE & WATER FUND				24,906.31

FUND: 592 SEWER MAINTENANCE & WASTEWATER FUND

000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 08/25/2012	6,787.14
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 09/01/2012	6,966.38
527	853-000	FRONTIER	TELEPHONE	43.20
527	853-000	FRONTIER	TELEPHONE	69.51
527	853-000	FRONTIER	TELEPHONE	34.95
527	853-000	FRONTIER	TELEPHONE	42.78
Total for fund 592 SEWER MAINTENANCE & WASTEWATER FUND				13,943.96

FUND: 594 MUNICIPAL MARINA FUND

000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 08/25/2012	4,598.86
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 09/01/2012	4,094.28
000	853-000	CHARTER COMMUNICATIONS	TELEPHONE	197.70
Total for fund 594 MUNICIPAL MARINA FUND				8,890.84

FUND: 650 TECHNOLOGY FUND

000	802-100	CHARTER COMMUNICATIONS	INTERNET CONNECTIONS	178.39
000	802-100	CHARTER COMMUNICATIONS	INTERNET CONNECTIONS	49.99
000	802-100	CHARTER COMMUNICATIONS	INTERNET CONNECTIONS	49.99
000	802-100	CHARTER COMMUNICATIONS	INTERNET CONNECTIONS	50.81
000	802-100	CHARTER COMMUNICATIONS	INTERNET CONNECTIONS	49.99
000	802-100	CHARTER COMMUNICATIONS	INTERNET CONNECTIONS	84.25
000	802-100	CHARTER COMMUNICATIONS	INTERNET CONNECTIONS	129.90
Total for fund 650 TECHNOLOGY FUND				593.32

FUND: MOTOR POOL FUND

000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 08/25/2012	3,528.12
000	002-100	CITY OF LUDINGTON	PAYROLL WEEK ENDING 09/01/2012	4,203.33
000	853-000	FRONTIER	TELEPHONE	169.36
Total for fund 661 MOTOR POOL FUND				7,900.81

GRAND TOTAL FOR ALL FUNDS: 142,053.85

FOR THE CITY COUNCIL MEETING TO BE HELD ON SEPTEMBER 10, 2012

GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount
Fund 101	GENERAL FUND			
Dept 000				
101-000-068-000	DUE FROM PRIORITY HEALTH	VISION SERVICE PLAN	VISION INSURANCE PLAN - SEPTEMBER	159.58
101-000-068-100	DUE FROM LINCOLN LIFE INS	THE LINCOLN NATIONAL LIFE INS	DISABILITY / LIFE INSURANCE - SEPTEMBER	220.52
101-000-111-000	SUPPLY INVENTORY	EVERGREEN SOLUTIONS LLC	TISSUE	123.00
101-000-123-000	ATTENDANCE CALENDAR - CLERK	HR DIRECT	ATTENDANCE CALENDAR	172.61
101-000-355-300	DEPOSITS	OBEL, FLOYD	RETURN SECURITY DEPOSIT	100.00
		Total For Dept 000		775.71
Dept 101	CITY COUNCIL & MAYOR			
101-101-853-000	TELEPHONE	TARANKO, WALTER	TELEPHONE REIMBURSEMENT	30.00
101-101-864-000	MAYOR'S EXCHANGE - TYKOSKI	FIRST NATIONAL BANK OMAHA	SUPPLIES/CONFERENCES	197.58
101-101-956-000	MAYOR'S EXCHANGE - FRANKEN	FIRST NATIONAL BANK OMAHA	CONFERENCE	20.48
		Total For Dept 101 CITY COUNCIL & MAYOR		248.06
Dept 172	MANAGER'S OFFICE			
101-172-719-000	FRINGE BENEFITS	THE LINCOLN NATIONAL LIFE INS	DISABILITY / LIFE INSURANCE - SEPTEMBER	36.88
101-172-719-000	FRINGE BENEFITS	VISION SERVICE PLAN	VISION INSURANCE PLAN - SEPTEMBER	41.40
101-172-728-000	SAFETY COMM./SUPPLIES	MCDONALD'S BAKERY INC	SAFETY MEETING	48.99
101-172-728-000	SAFETY COMM./SUPPLIES	SHOP-N-SAVE FOOD CENTER	SAFETY MEETING	79.27
101-172-728-000	SAFETY COMM./SUPPLIES	WAL-MART COMMUNITY	SAFETY MEETING	63.26
101-172-853-100	CELLULAR PHONE	VERITON WIRELESS	CELL PHONE - AUGUST	132.41
101-172-853-100	CELLULAR PHONE	VERITON WIRELESS	CELL PHONE - SEPTEMBER	158.70
101-172-864-000	CONFERENCES - SHAY - TC	FIRST NATIONAL BANK OMAHA	CONFERENCE	461.79
		Total For Dept 172 MANAGER'S OFFICE		1,022.70
Dept 215	CLERK'S OFFICE			
101-215-719-000	FRINGE BENEFITS	THE LINCOLN NATIONAL LIFE INS	DISABILITY / LIFE INSURANCE - SEPTEMBER	39.99
101-215-719-000	FRINGE BENEFITS	VISION SERVICE PLAN	VISION INSURANCE PLAN - SEPTEMBER	41.40
101-215-719-100	HEALTH INSURANCE REIMBURSE	HANSEN, GERRY I	HEALTH INSURANCE REIMBURSEMENT	250.00
101-215-727-000	OFFICE SUPPLIES	JACKRINE BUSINESS CENTER	PAPER	349.70
101-215-727-000	OFFICE SUPPLIES	JACKRINE BUSINESS CENTER	TAPE/FOLDERS/LEGAL PADS	25.40
101-215-864-000	EVIP WEBINAR - LUSKING	FIRST NATIONAL BANK OMAHA	SUPPLIES/CONFERENCES	10.00
		Total For Dept 215 CLERK'S OFFICE		716.49
Dept 253	TREASURER'S OFFICE			
101-253-719-000	FRINGE BENEFITS	THE LINCOLN NATIONAL LIFE INS	DISABILITY / LIFE INSURANCE - SEPTEMBER	23.97
101-253-719-000	FRINGE BENEFITS	VISION SERVICE PLAN	VISION INSURANCE PLAN - SEPTEMBER	17.91
101-253-719-100	HEALTH INSURANCE REIMBURSE	REEDS MORTENSEN, MARY	HEALTH INSURANCE REIMBURSEMENT	250.00
101-253-727-000	FC	FIRST NATIONAL BANK OMAHA	SUPPLIES/CONFERENCES	55.56
101-253-853-000	TELEPHONE	ROGERS, LINDA	TELEPHONE REIMBURSEMENT/CONFERENCE BATH	30.00
101-253-864-000	CONFERENCE & WORKSHOPS	BS & A SOFTWARE INC	TRAINING - ROGERS	195.00
101-253-864-000	CONFERENCE & WORKSHOPS	ROGERS, LINDA	TELEPHONE REIMBURSEMENT/CONFERENCE BATH	192.15
		Total For Dept 253 TREASURER'S OFFICE		764.59

Dept 257 ASSESSOR & BUILDING INSPECTOR'S OFFICE  
 101-257-719-000 FRINGE BENEFITS THE LINCOLN NATIONAL LIFE INS DISABILITY / LIFE INSURANCE - SEPTEMBER 15.43  
 101-257-719-000 FRINGE BENEFITS VISION SERVICE PLAN VISION INSURANCE PLAN - SEPTEMBER 38.61  
 101-257-727-000 OFFICE SUPPLIES BRIGGS TRUE VALUE HARDWARE BATTERIES 11.61  
 101-257-802-100 CONTRACTUAL SERVICES BRITTON, EDWARD BUILDING INSPECTIONS W/E 09/03/2012 201.25  
 101-257-802-200 CONTRACTUAL SERVICES CSZ SERVICES ASSESSNG ASSESSING SERVICES - AUGUST 3,000.00  
 Total For Dept 257 ASSESSOR & BUILDING INSPECTOR'S OFFICE 3,266.90

Dept 262 ELECTIONS  
 101-262-802-000 CONTRACTUAL SERVICES MASON COUNTY CLERK INVOICING - ELECTION 847.02  
 101-262-956-000 PRIMARY ELECTION FIRST NATIONAL BANK OMAHA CONFERENCES/SUPPLIES 234.18  
 Total For Dept 262 ELECTIONS 1,081.20

Dept 265 CITY HALL & GROUNDS  
 101-265-719-000 FRINGE BENEFITS THE LINCOLN NATIONAL LIFE INS DISABILITY / LIFE INSURANCE - SEPTEMBER 10.10  
 101-265-719-000 FRINGE BENEFITS VISION SERVICE PLAN VISION INSURANCE PLAN - SEPTEMBER 20.70  
 101-265-740-000 OPERATING SUPPLIES BRIGGS TRUE VALUE HARDWARE FILTER 11.60  
 101-265-740-000 OPERATING SUPPLIES BRIGGS TRUE VALUE HARDWARE FERTILIZER 9.90  
 101-265-802-000 CONTRACTUAL SERVICES WEST SHORE BANK LAWN CARE/MOWING 200.00  
 101-265-930-000 REPAIRS, MAINT. & SUPPLIES BRIGGS TRUE VALUE HARDWARE FUNGICIDE/SCREWS 8.31  
 101-265-930-000 REPAIRS, MAINT. & SUPPLIES BRIGGS TRUE VALUE HARDWARE JB WELD BONDING 5.72  
 101-265-930-000 REPAIRS, MAINT. & SUPPLIES MODEL COVERALL SERVICE CLEAN MATS/RUNNERS 89.00  
 Total For Dept 265 CITY HALL & GROUNDS 355.33

Dept 266 CITY ATTORNEY  
 101-266-801-200 PROFESSIONAL SERVICES - CRIM SNIEGOWSKI & BILAISIS PLC SERVICES RENDERED - AUGUST 1,200.00  
 Total For Dept 266 CITY ATTORNEY 1,200.00

Dept 268 CITY PROPERTY-DOWNTOWN  
 101-268-740-000 OPERATING SUPPLIES BRIGGS TRUE VALUE HARDWARE BLOOM BOOSTER 7.97  
 101-268-802-000 CONTRACTUAL SERVICES WEST SHORE BANK LAWN CARE/MOWING 220.00  
 101-268-923-000 UTILITIES - GAS DTE ENERGY GAS 57.60  
 101-268-927-000 UTILITIES - WATER CITY OF LUDINGTON WATER 81.15  
 101-268-927-000 UTILITIES - WATER CITY OF LUDINGTON WATER 228.56  
 Total For Dept 268 CITY PROPERTY-DOWNTOWN 595.28

Dept 269 CITY PROPERTY-OTHER  
 101-269-802-000 CONTRACTUAL SERVICES WEST SHORE BANK LAWN CARE/MOWING 190.00  
 Total For Dept 269 CITY PROPERTY-OTHER 190.00

Dept 276 CEMETERY  
 101-276-719-000 FRINGE BENEFITS THE LINCOLN NATIONAL LIFE INS DISABILITY / LIFE INSURANCE - SEPTEMBER 16.76  
 101-276-719-000 FRINGE BENEFITS VISION SERVICE PLAN VISION INSURANCE PLAN - SEPTEMBER 20.70  
 101-276-802-000 CONTRACTUAL SERVICES LARSEN'S LANDSCAPING LLC FERTILIZER 58.83  
 101-276-853-100 CELLULAR PHONE VERIZON WIRELESS CELL PHONE - AUGUST 27.31  
 101-276-853-100 CELLULAR PHONE VERIZON WIRELESS CELL PHONE - SEPTEMBER 22.44  
 101-276-923-000 UTILITIES - GAS DTE ENERGY GAS 24.33  
 101-276-927-000 UTILITIES - WATER CITY OF LUDINGTON WATER 29.80  
 101-276-927-000 UTILITIES - WATER CITY OF LUDINGTON WATER 45.60  
 101-276-930-000 REPAIRS, MAINT. & SUPPLIES BRIGGS TRUE VALUE HARDWARE CONNECTOR 3.22  
 101-276-930-000 REPAIRS, MAINT. & SUPPLIES LOWES BUSINESS ACCOUNT TREATED LUMBER 293.84

101-276-936-000 FOUNDATIONS LOWES BUSINESS ACCOUNT TREATED LUMBER 52.68  
 101-276-936-000 FOUNDATIONS LOWES BUSINESS ACCOUNT SEALER 52.68  
 Total For Dept 276 CEMETERY 648.19

Dept 301 POLICE DEPARTMENT

101-301-719-000 FRINGE BENEFITS THE LINCOLN NATIONAL LIFE INS 155.41  
 101-301-719-000 FRINGE BENEFITS VISION SERVICE PLAN VISION INSURANCE PLAN - SEPTEMBER 167.98  
 101-301-719-040 FRINGE BENEFITS - SSCENT THE LINCOLN NATIONAL LIFE INS DISABILITY / LIFE INSURANCE - SEPTEMBER 11.96  
 101-301-719-040 FRINGE BENEFITS - SSCENT VISION SERVICE PLAN VISION INSURANCE PLAN - SEPTEMBER 20.70  
 101-301-719-100 HEALTH INSURANCE REIMBURSE HEALTH INSURANCE REIMBURSEMENT 200.00  
 101-301-719-100 BC/BS REIMBURSEMENT HEALTH INSURANCE REIMBURSEMENT 100.00  
 101-301-719-100 BC/BS REIMBURSEMENT HEALTH INSURANCE REIMBURSEMENT 121.07  
 101-301-719-100 HEALTH INSURANCE REIMBURSE HEALTH INSURANCE REIMBURSEMENT 200.00  
 101-301-719-100 BC/BS REIMBURSEMENT HEALTH INSURANCE REIMBURSEMENT 200.00  
 101-301-719-200 DENTAL REIMBURSEMENT DENTAL REIMBURSEMENT 162.00  
 101-301-740-000 HOLSTERS SUPPLIES/CONFERENCES 99.82  
 101-301-740-000 PLATES/CUPS SUPPLIES 113.12  
 101-301-740-000 OPERATING SUPPLIES PENS/STENO BOOK 13.69  
 101-301-740-000 OPERATING SUPPLIES JACKRINE BUSINESS CENTER CHANGE KEY CYLINDERS/DUPLICATE KEYS 67.50  
 101-301-740-000 OPERATING SUPPLIES LUDINGTON LOCK & KEY PETTY CASH 165.12  
 101-301-740-000 OPERATING SUPPLIES LUDINGTON POLICE DEPARTMENT TONER CARTRIDGES 358.98  
 101-301-740-000 OPERATING SUPPLIES NEW LIFE CARTRIDGES INC CLEANED PROJECTOR 45.00  
 101-301-740-000 OPERATING SUPPLIES RON'S TV SERVICE POSTAGE REIMBURSEMENT 12.95  
 101-301-802-000 CONTRACTUAL SERVICES WELLS, JOHN B CABLE SERVICES 5.99  
 101-301-802-000 CONTRACTUAL SERVICES WEST SHORE BANK LAWN CARE/MOWING 90.00  
 101-301-835-000 HEALTH SERVICES PRECISION MEDICAL/OCCUPATNL HEALTH PRE EMPLOYMENT PHYSICAL 390.00  
 101-301-853-000 TELEPHONE CENTURYLINK TELEPHONE 13.92  
 101-301-853-000 TELEPHONE FRONTIER TELEPHONE 321.19  
 101-301-853-100 CELLULAR PHONE VERISON WIRELESS CELL PHONE - AUGUST 271.80  
 101-301-853-100 CELLULAR PHONE VERISON WIRELESS CELL PHONE - SEPTEMBER 269.60  
 101-301-860-000 TRANSPORTATION FLEET SERVICES TRANSPORTATION 138.18  
 101-301-977-000 EQUIPMENT BRIGGS TRUE VALUE HARDWARE CLIP ORGANIZER/WASHERS/SCREWS 4.89  
 101-301-977-000 EQUIPMENT BRIGGS TRUE VALUE HARDWARE WASHERS/NAIIS 2.08  
 101-301-977-000 EQUIPMENT BRIGGS TRUE VALUE HARDWARE BUBBS/CLAMP LIGHT 10.51  
 101-301-977-000 EQUIPMENT BRIGGS TRUE VALUE HARDWARE PLASTIC TRAYS 1.06  
 101-301-977-000 EQUIPMENT BRIGGS TRUE VALUE HARDWARE LIQUID NAIIS/SCREWS/BITS 11.09  
 101-301-977-000 EQUIPMENT FIRST NATIONAL BANK OMAHA SUPPLIES/CONFERENCES 4,668.47  
 101-301-977-000 CEILING GRID TILES FIRST NATIONAL BANK OMAHA SUPPLIES/CONFERENCES 4,168.25  
 101-301-977-000 EQUIPMENT HOME DEPOT CREDIT SERVICES DRYWALL MUD/NAIIS 23.57  
 101-301-977-000 EQUIPMENT LUDINGTON LOCK & KEY CHANGE KEY CYLINDERS/DUPLICATE KEYS 67.50  
 Total For Dept 301 POLICE DEPARTMENT 12,673.40

Dept 302 POL CLER/sp POL/PK RNGRS

101-302-719-000 FRINGE BENEFITS THE LINCOLN NATIONAL LIFE INS 9.37  
 101-302-719-000 FRINGE BENEFITS VISION SERVICE PLAN VISION INSURANCE PLAN - SEPTEMBER 20.70  
 101-302-719-100 BC/BS REIMBURSEMENTS DUNLAP, LINDA HEALTH INSURANCE REIMBURSEMENT 75.00  
 Total For Dept 302 POL CLER/sp POL/PK RNGRS 105.07

Dept 336 FIRE DEPARTMENT

101-336-740-000 OPERATING SUPPLIES BRIGHAM'S OF LUDINGTON DIRT 69.90  
 101-336-802-000 CONTRACTUAL SERVICES WEST SHORE BANK LAWN CARE/MOWING 60.00

101-336-853-000	TELEPHONE	CENTURYLINK	TELEPHONE	0.24
101-336-853-100	CELLULAR PHONE	VERIZON WIRELESS	CELL PHONE - AUGUST	66.37
101-336-853-100	CELLULAR PHONE	VERIZON WIRELESS	CELL PHONE - SEPTEMBER	59.86
101-336-864-000	CONFERENCE - FUNK - BOYNE	FIRST NATIONAL BANK OMAHA	CONFERENCE	177.19
101-336-927-000	UTILITIES - WATER	CITY OF LUDINGTON	WATER	160.56
101-336-960-000	FIRE RUNS & PROTECTION	WESTERN MASON COUNTY FIRE DISTRICT	FIRE PROTECTION - JEFF KEREKES	147.43
		Total For Dept 336 FIRE DEPARTMENT		741.55

Dept 441 DPW/MUNICIPAL SERVICES				
101-441-719-000	FRINGE BENEFITS	THE LINCOLN NATIONAL LIFE INS	DISABILITY / LIFE INSURANCE - SEPTEMBER	109.94
101-441-719-000	FRINGE BENEFITS	VISION SERVICE PLAN	VISION INSURANCE PLAN - SEPTEMBER	156.03
101-441-740-000	OPERATING SUPPLIES	AMERICAN SAFETY AND FIRST AID	FIRST AID SUPPLIES	43.79
101-441-740-000	OPERATING SUPPLIES	EVERGREEN SOLUTIONS LLC	GLOVES	3.90
101-441-740-000	OPERATING SUPPLIES	EVERGREEN SOLUTIONS LLC	WIPES/DISINFECTANT/TOWELS	197.98
101-441-740-000	OPERATING SUPPLIES	EVERGREEN SOLUTIONS LLC	TOWELS	48.50
101-441-740-000	OPERATING SUPPLIES	JACKPINE BUSINESS CENTER	BINDERS	3.98
101-441-802-000	CONTRACTUAL SERVICES	WEST SHORE BANK	LAWN CARE/MOWING	255.00
101-441-853-100	CELLULAR PHONE	VERIDON WIRELESS	CELL PHONE - AUGUST	34.48
101-441-853-100	CELLULAR PHONE	VERIDON WIRELESS	CELL PHONE - SEPTEMBER	72.76
101-441-930-000	REPAIRS, MAINT. & SUPPLIES	KAMINSKI CONSTRUCTION	REPAIR WORK AT 406 E FILER	250.00
101-441-930-000	REPAIRS, MAINT. & SUPPLIES	LUDINGTON PLUMBING CORP	DUST CAP	29.49
		Total For Dept 441 DPW/MUNICIPAL SERVICES		1,205.85

Dept 528 GARBAGE & RUBBISH				
101-528-740-900	ALLIED YARD WASTE SUPPLIES	ALLIED WASTE SERVICES INC #239	YARD WASTE CONTAINERS PG # 42	60.00
101-528-740-900	ALLIED YARD WASTE SUPPLIES	ALLIED WASTE SERVICES INC #239	YARD WASTE CONTAINERS PG # 41	240.00
		Total For Dept 528 GARBAGE & RUBBISH		300.00

Dept 728 ECONOMIC & COMMUNITY DEVELOPMENT				
101-728-719-000	FRINGE BENEFITS	THE LINCOLN NATIONAL LIFE INS	DISABILITY / LIFE INSURANCE - SEPTEMBER	11.45
101-728-719-000	FRINGE BENEFITS	VISION SERVICE PLAN	VISION INSURANCE PLAN - SEPTEMBER	11.54
101-728-719-000	FRINGE BENEFITS	Total For Dept 728 ECONOMIC & COMMUNITY DEVELOPMENT		22.99

Dept 751 PARKS DEPARTMENT				
101-751-719-000	FRINGE BENEFITS	THE LINCOLN NATIONAL LIFE INS	DISABILITY / LIFE INSURANCE - SEPTEMBER	16.76
101-751-719-000	FRINGE BENEFITS	VISION SERVICE PLAN	VISION INSURANCE PLAN - SEPTEMBER	20.70
101-751-740-000	OPERATING SUPPLIES	ALL SEASONS	PORTABLE RESTROOMS	70.00
101-751-802-000	CONTRACTUAL SERVICES	SKOOG HEATING & COOLING LLC	REPAIRED AC UNIT	203.00
101-751-802-000	CONTRACTUAL SERVICES	WEST SHORE BANK	LAWN CARE/MOWING	3,525.00
101-751-923-000	UTILITIES - GAS	DTE ENERGY	GAS	32.22
101-751-927-000	UTILITIES - WATER	CITY OF LUDINGTON	WATER	427.64
101-751-927-000	UTILITIES - WATER	CITY OF LUDINGTON	WATER	92.14
101-751-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	BATTERIES/CAULK	14.08
101-751-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	FLOUS LEVER	6.47
101-751-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	PLUNGER/WD40/PLUNGER	11.99
101-751-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	ROUNDUP	26.98
101-751-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	HOSES	18.65
101-751-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	FLOUS LEVER	3.24
101-751-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	GRASS SEED	13.99
101-751-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	BOLTS/WASHERS	12.60
101-751-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	SPRINKLER	39.84

101-751-930-000 REPAIRS, MAINT. & SUPPLIES LOWES BUSINESS ACCOUNT INSERT ADAPTER/COUPLINGS/MARKING PAINT 204.96  
 101-751-930-000 REPAIRS, MAINT. & SUPPLIES LOWES BUSINESS ACCOUNT TEES 1.79  
 101-751-930-000 REPAIRS, MAINT. & SUPPLIES LUCKY LIZARD AWARDS & GIFTS LLC BENCH PLAQUE 16.25  
 Total For Dept 751 PARKS DEPARTMENT 4,758.30

Dept 756 LAUNCHING RAMPS  
 101-756-740-000 OPERATING SUPPLIES MICHROPHICS PRINTING BOAT LAUNCH ENVELOPES 365.95  
 101-756-802-000 CONTRACTUAL SERVICES WEST SHORE BANK LAWN CARE/MOWING 300.00  
 101-756-930-000 REPAIRS & MAINT. SUPPLIES BRIGGS TRUE VALUE HARDWARE PADLOCK 16.63  
 101-756-930-000 REPAIRS & MAINT. SUPPLIES LUDINGTON PLUMBING CORP CAMLOCK GASKET 8.65  
 Total For Dept 756 LAUNCHING RAMPS 691.23  
 Total For Fund 101 GENERAL FUND 31,362.84

Fund 202 MAJOR STREETS FUND  
 Dept 000 INVENTORY (PAINT) LUDINGTON PAINT & GLASS PAINT 1,979.82  
 Total For Dept 000 1,979.82

Dept 451 CONSTRUCTION & SURFACING  
 202-451-970-000 CAPITAL IMPROVEMENTS MASON COUNTY SOIL EROSION PERMIT FEE 75.00  
 Total For Dept 451 CONSTRUCTION & SURFACING 75.00

Dept 464 SURFACE MAINTENANCE  
 202-464-782-000 ROAD MATERIALS & SUPPLIES RIETH-RILEY CONSTRUCTION CO INC COLD PATCH 64.92  
 202-464-782-000 ROAD MATERIALS & SUPPLIES RIETH-RILEY CONSTRUCTION CO INC COLD PATCH 49.88  
 Total For Dept 464 SURFACE MAINTENANCE 114.80  
 Total For Fund 202 MAJOR STREETS FUND 2,169.62

Fund 203 LOCAL STREETS FUND  
 Dept 464 SURFACE MAINTENANCE  
 203-464-782-000 ROAD MATERIAL & SUPPLIES RIETH-RILEY CONSTRUCTION CO INC COLD PATCH 129.83  
 203-464-782-000 ROAD MATERIAL & SUPPLIES RIETH-RILEY CONSTRUCTION CO INC COLD PATCH 49.87  
 203-464-782-000 ROAD MATERIAL & SUPPLIES RIETH-RILEY CONSTRUCTION CO INC COLD PATCH 63.65  
 Total For Dept 464 SURFACE MAINTENANCE 243.35  
 Total For Fund 203 LOCAL STREETS FUND 243.35

Fund 208 RECREATION FUND  
 Dept 000  
 208-000-930-000 REPAIRS, MAINT. & SUPPLIES BRIGGS TRUE VALUE HARDWARE UTILITY LIGHT/BOLTS 19.75  
 208-000-930-000 REPAIRS, MAINT. & SUPPLIES BRIGGS TRUE VALUE HARDWARE ROUNDUP 23.99  
 208-000-930-000 REPAIRS, MAINT. & SUPPLIES BRIGGS TRUE VALUE HARDWARE CONCRETE MIX 15.57  
 208-000-930-000 REPAIRS, MAINT. & SUPPLIES BRIGGS TRUE VALUE HARDWARE INSECT KILLER 8.97  
 208-000-930-000 REPAIRS, MAINT. & SUPPLIES BRIGGS TRUE VALUE HARDWARE MOWER OIL 15.98  
 208-000-930-000 REPAIRS, MAINT. & SUPPLIES BRIGGS TRUE VALUE HARDWARE INSECT KILLER 8.97  
 208-000-930-000 REPAIRS, MAINT. & SUPPLIES BRIGGS TRUE VALUE HARDWARE CYCLE OIL/TOWELS 16.48  
 208-000-930-000 REPAIRS, MAINT. & SUPPLIES BRIGGS TRUE VALUE HARDWARE CAUTION TAPE 9.49



208-000-930-000 REPAIRS, MAINT. & SUPPLIES JOHNNY MAC'S SPORTING GOODS STORES BASE PLUGS 39.21  
 208-000-930-000 REPAIRS, MAINT. & SUPPLIES LUDINGTON PAINT & GLASS PAINT CREDIT (112.00)  
 Total For Dept 000 46.41

Fund 211 SENIOR CENTER FUND  
 Dept 000  
 Total For Fund 208 RECREATION FUND 46.41

211-000-694-000 MISCELLANEOUS REVENUES HEALTH EXP 15.00  
 211-000-694-000 MISCELLANEOUS REVENUES MEMORIAL MEDICAL CENTER REFUND - HEALTH FAIR ADVERTISING 15.00  
 211-000-719-000 FRINGE BENEFITS THE LINCOLN NATIONAL LIFE INS DISABILITY / LIFE INSURANCE - SEPTEMBER 20.56  
 211-000-719-000 FRINGE BENEFITS VISION SERVICE PLAN VISION INSURANCE PLAN - SEPTEMBER 11.54  
 211-000-740-000 OPERATING SUPPLIES STAPLES CREDIT PLAN RUBBER CEMENT/CHAIRS/SCANDISK 188.66  
 Total For Dept 000 250.76  
 Total For Fund 211 SENIOR CENTER FUND 250.76

Fund 216 MOVIES IN THE PARK FUND  
 Dept 000  
 216-000-740-000 MOVIE - HAPPY FEET 2 FIRST NATIONAL BANK OMAHA CONFERENCES/SUPPLIES 1,409.00  
 Total For Dept 000 1,409.00  
 Total For Fund 216 MOVIES IN THE PARK FUND 1,409.00

Fund 493 DDA OPERATING FUND  
 Dept 000  
 493-000-740-000 OPERATING SUPPLIES BRIGGS TRUE VALUE HARDWARE EXTENSION CORDS 61.72  
 493-000-740-200 SUPPLIES-FNL GRAND RENTAL STATION FNL INFLATABLES 1,000.00  
 493-000-740-200 SUPPLIES-FNL GRAND RENTAL STATION FNL INFLATABLES 1,000.00  
 493-000-740-200 SUPPLIES-FNL GRAND RENTAL STATION FNL INFLATABLES 1,000.00  
 493-000-740-400 SUPPLIES-NYE - GLASSES FIRST NATIONAL BANK OMAHA SUPPLIES/CONFERENCES 26.09  
 493-000-802-000 NONPROFIT UPDATE HENRY, DAVID THOMAS MARKET MASTER 07/20 - 08/31 20.00  
 493-000-802-000 CONTRACTUAL SERVICES LUDINGTON & SCOTTVILLE CHAMBER ADMINISTRATIVE CONTRACT 350.00  
 493-000-802-000 CONTRACTUAL SERVICES LUDINGTON & SCOTTVILLE CHAMBER ADMINISTRATIVE CONTRACT 1,000.00  
 493-000-802-000 CONTRACTUAL SERVICES WEST SHORE BANK LAWN CARE/MOWING 1,000.00  
 493-000-802-000 CONTRACTUAL SERVICES Total For Dept 000 25.00  
 Total For Fund 493 DDA OPERATING FUND 6,482.81

Fund 508 CARTIER PARK CAMPGROUND FUND  
 Dept 000  
 508-000-676-400 SITE RENTALS BALDWIN, MATT REFUND SITE PAYMENT 22.00  
 508-000-740-000 OPERATING SUPPLIES BRIGGS TRUE VALUE HARDWARE INSECT KILLER 2.56  
 508-000-740-000 OPERATING SUPPLIES EVERGREEN SOLUTIONS LLC TISSUE PAPER/TOWELS/DISINFECTANT 104.77  
 508-000-740-000 OPERATING SUPPLIES EVERGREEN SOLUTIONS LLC TISSUE/TOWELS/CLEANER 154.89  
 508-000-740-300 VENDING SUPPLIES LUDINGTON OUTDOOR SERVICES WOOD BUNDLES 337.50  
 508-000-740-300 VENDING SUPPLIES LUDINGTON OUTDOOR SERVICES WOOD BUNDLES 236.25  
 508-000-802-000 CONTRACTUAL SERVICES GREENE ELECTRIC INC INSTALL LIGHTS/MOTION SENSORS 1,240.00  
 508-000-802-000 CONTRACTUAL SERVICES GREENE ELECTRIC INC CHECK VOLTAGE/AMPERAGE 95.00

508-000-802-000	CONTRACTUAL SERVICES	GREENE ELECTRIC INC	CHECK BREAKERS	215.00
508-000-802-000	CONTRACTUAL SERVICES	GREENE ELECTRIC INC	CHECK POWER ON SITES 38 / 39	80.00
508-000-853-200	INTERNET REIMBURSEMENT	SOPEP, JILL	INTERNET REIMBURSEMENT (MAY - AUG)	183.76
508-000-930-000	REPAIR, MAINTENANCE, SUPPLIES	BRIGGS TRUE VALUE HARDWARE	ARM MOUNT	3.51
508-000-930-000	REPAIR, MAINTENANCE, SUPPLIES	BRIGGS TRUE VALUE HARDWARE	BACK FLOW PREVENTER	149.04
508-000-930-000	REPAIR, MAINTENANCE, SUPPLIES	BRIGGS TRUE VALUE HARDWARE	PLUGS/ADAPTERS	23.14
508-000-930-000	REPAIR, MAINTENANCE, SUPPLIES	BRIGGS TRUE VALUE HARDWARE	KEY CUT/KEY RING/FAUCET HANDLES	92.12
508-000-930-000	REPAIR, MAINTENANCE, SUPPLIES	EVERGREEN SOLUTIONS LLC	SHOWER HEAD/TEFLON TAPE	7.62
508-000-930-000	REPAIR, MAINTENANCE, SUPPLIES	EVERGREEN SOLUTIONS LLC	TISSUES/TOWELS	50.57
			MATS	150.92
			Total For Dept 000	3,148.65

Total For Fund 508 CARTIER PARK CAMPGROUND FUND

3,148.65

Fund 591 WATER MAINTENANCE & WATER FUND				
Dept 000				
591-000-719-000	FRINGE BENEFITS	THE LINCOLN NATIONAL LIFE INS	DISABILITY / LIFE INSURANCE - SEPTEMBER	36.07
591-000-719-000	FRINGE BENEFITS	VISION SERVICE PLAN	VISION INSURANCE PLAN - SEPTEMBER	58.71
591-000-719-100	BC/BS-EMPLOYEE REIMBURSEMENT	KOWATCH, JAMES	HEALTH INSURANCE REIMBURSEMENT	200.00
591-000-740-000	OPERATING SUPPLIES	BRIGGS TRUE VALUE HARDWARE	BATTERIES	6.66
591-000-740-000	OPERATING SUPPLIES	EVERGREEN SOLUTIONS LLC	PAPER PLATES	2.57
591-000-740-000	OPERATING SUPPLIES	EVERGREEN SOLUTIONS LLC	GLOVES	52.50
591-000-802-000	CONTRACTUAL SERVICES	AMERICAN MESSAGING	PAGING SERVICE	3.82
591-000-802-000	CONTRACTUAL SERVICES	HALLACK CONTRACTING INC	WATER LINE REPAIR LUDINGTON / JACKSON	1,552.50
591-000-802-000	CONTRACTUAL SERVICES	WEST SHORE BANK	LAWN CARE/MOWING	52.50
591-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	LAWN CARE/BLADES/DUCT TAPE	15.65
591-000-930-000	REPAIRS, MAINT. & SUPPLIES	COPENHAVER MACHINE REPAIR	REPAIRS	90.00
591-000-930-000	REPAIRS, MAINT. & SUPPLIES	EJ USA INC	VALVE BOX TOPS/BOX RISERS/VALVES/FRAMES	4,390.55
591-000-930-000	REPAIRS, MAINT. & SUPPLIES	EJ USA INC	HOSE NOZZLE CAPS/GASKETS	2,118.40
591-000-930-000	REPAIRS, MAINT. & SUPPLIES	EJ USA INC	VALVE BOX BOTTOM	562.81
591-000-930-000	REPAIRS, MAINT. & SUPPLIES	ETNA SUPPLY COMPANY	TAPPING DIES (THREAD PIPES)	551.90
591-000-930-000	REPAIRS, MAINT. & SUPPLIES	ETNA SUPPLY COMPANY	GASKET FLANGES	301.60
591-000-930-000	REPAIRS, MAINT. & SUPPLIES	MUNICIPAL SUPPLY INC	METER GASKETS	151.00
591-000-982-000	METERS & HYDRANTS	ETNA SUPPLY COMPANY	SENSUS METER	91.53
			Total For Dept 000	10,238.77

Dept 556 WATER FUND

591-556-719-000	FRINGE BENEFITS	THE LINCOLN NATIONAL LIFE INS	DISABILITY / LIFE INSURANCE - SEPTEMBER	85.59
591-556-719-000	FRINGE BENEFITS	VISION SERVICE PLAN	VISION INSURANCE PLAN - SEPTEMBER	144.90
591-556-740-000	OPERATING SUPPLIES	EVERGREEN SOLUTIONS LLC	TOILET TISSUE	46.53
591-556-740-000	OPERATING SUPPLIES	HACH COMPANY	LAB SUPPLIES	947.68
591-556-740-000	OPERATING SUPPLIES	HACH COMPANY	LAB SUPPLIES	3,216.00
591-556-740-000	OPERATING SUPPLIES	HACH COMPANY	LAB SUPPLIES	(350.00)
591-556-740-000	OPERATING SUPPLIES	HAVIDLAND	CONTAINER RETURNS	1,170.60
591-556-802-000	CONTRACTUAL SERVICES	NORTH CENTRAL LABORATORIES	HEATING ELEMENT	775.00
591-556-802-000	CONTRACTUAL SERVICES	WEST SHORE BANK	LAWN CARE/MOWING	775.00
591-556-853-000	TELEPHONE	CENTURYLINK	TELEPHONE	2.75
591-556-853-100	CELLULAR PHONE	VERIZON WIRELESS	CELL PHONE - AUGUST	2.64
591-556-853-100	CELLULAR PHONE	VERIZON WIRELESS	CELL PHONE - SEPTEMBER	3.97
591-556-864-000	CONFERENCE & WORKSHOP	BROOKS, ERICH	REIMBURSE - CEC'S	85.00
591-556-921-000	UTILITIES - ELECTRIC	CONSUMERS ENERGY	ELECTRIC	12,469.88
591-556-923-000	UTILITIES - GAS	DTE ENERGY	GAS	35.28

591-556-923-000	UTILITIES - GAS	DTE ENERGY	GAS	284.94
591-556-923-000	UTILITIES - GAS	DTE ENERGY	GAS	112.00
591-556-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	BATTERIES/BRUSH	21.43
591-556-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	BOLTS/WASHERS	1.05
591-556-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	HACKSAW BLADE	6.55
591-556-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	TUBING/PIPES	6.73
591-556-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	NUTS/BOLTS	6.40
591-556-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	PIPES	1.86
591-556-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	COUPLING/CONNECTORS/BALL VALVE	8.34
591-556-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	BUSHING	0.90
591-556-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	SLEEVES	0.26
591-556-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	FILTER	7.90
591-556-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	STAIN	13.59
Total For Dept 556 WATER FUND				19,107.77

Total For Fund 591 WATER MAINTENANCE & WATER FUND 29,346.54

Fund 592 SEWER MAINTENANCE & WASTEWATER FUND				
592-000-719-000	FRINGE BENEFITS	THE LINCOLN NATIONAL LIFE INS	DISABILITY / LIFE INSURANCE - SEPTEMBER	15.38
592-000-719-000	FRINGE BENEFITS	VISION SERVICE PLAN	VISION INSURANCE PLAN - SEPTEMBER	26.47
592-000-740-000	OPERATING SUPPLIES	BRIGGS TRUE VALUE HARDWARE	BATTERIES	6.65
592-000-740-000	OPERATING SUPPLIES	EVERGREEN SOLUTIONS LLC	PAPER PLATES	2.57
592-000-740-000	OPERATING SUPPLIES	EVERGREEN SOLUTIONS LLC	GLOVES	52.50
592-000-802-000	CONTRACTUAL SERVICES	AMERICAN MESSAGING	PAGING SERVICE	3.82
592-000-802-000	CONTRACTUAL SERVICES	WEST SHORE BANK	LAWN CARE/MOWING	52.50
592-000-853-100	CELLULAR PHONE	VERIZON WIRELESS	CELL PHONE - AUGUST	43.79
592-000-853-100	CELLULAR PHONE	VERIZON WIRELESS	CELL PHONE - SEPTEMBER	68.98
592-000-930-000	REPAIRS, MAINT & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	HACKSAW BLADES/DUCT TAPE	15.64
592-000-930-000	REPAIRS, MAINT & SUPPLIES	COPEHNAVER MACHINE REPAIR	REPAIRS	90.00
Total For Dept 000				378.30

Dept 527 WASTEWATER FUND				
592-527-719-000	FRINGE BENEFITS	THE LINCOLN NATIONAL LIFE INS	DISABILITY / LIFE INSURANCE - SEPTEMBER	55.86
592-527-719-000	FRINGE BENEFITS	VISION SERVICE PLAN	VISION INSURANCE PLAN - SEPTEMBER	39.80
592-527-740-000	OPERATING SUPPLIES	BRIGGS TRUE VALUE HARDWARE	LUBE SMART/CLAMP/CORD	15.23
592-527-740-000	OPERATING SUPPLIES	BRIGGS TRUE VALUE HARDWARE	CAP/PLUG/BULB	23.80
592-527-740-000	OPERATING SUPPLIES	BRIGGS TRUE VALUE HARDWARE	PIPE/UNION/SUMP PUMP	84.45
592-527-740-000	OPERATING SUPPLIES	BRIGGS TRUE VALUE HARDWARE	PIPE/UNION	12.32
592-527-740-000	OPERATING SUPPLIES	BRIGGS TRUE VALUE HARDWARE	SAW BLADE/PIPE/BOLTS/SCREWS/WASHERS	27.14
592-527-740-000	OPERATING SUPPLIES	BRIGGS TRUE VALUE HARDWARE	STEEL PIPE	3.51
592-527-740-000	OPERATING SUPPLIES	BRIGGS TRUE VALUE HARDWARE	UTILITY KNIFE/CAULK	6.85
592-527-740-000	OPERATING SUPPLIES	BRIGHAM'S OF LUDINGTON	BATTERIES/HOSE CLAMPS/MENDING PLATE	67.95
592-527-740-000	OPERATING SUPPLIES	BRIGHAM'S OF LUDINGTON	BATTERIES	357.38
592-527-740-000	OPERATING SUPPLIES	BRIGHAM'S OF LUDINGTON	CORE RETURNS	(72.00)
592-527-740-000	OPERATING SUPPLIES	BRIGHAM'S OF LUDINGTON	U-BOLTS	21.32
592-527-740-000	OPERATING SUPPLIES	GUNBERG APPLIANCES INC	REFRIGERATOR	499.00
592-527-740-000	OPERATING SUPPLIES	JACKPINE BUSINESS CENTER	INK CARTRIDGE	66.99
592-527-740-000	OPERATING SUPPLIES	THE SHERWIN-WILLIAMS CO	PAINT	104.98
592-527-740-000	OPERATING SUPPLIES	WEBB CHEMICAL SERVICE CORP.	CHLORIDE SOLUTION	4,469.50
592-527-802-000	CONTRACTUAL SERVICES	CGI ELECTRIC INC	REPAIR LIFT STATION CONTROLS	197.00

GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount
592-527-802-000	CONTRACTUAL SERVICES	TRACE ANALYTICAL LABORATORIES	TESTING	258.00
592-527-820-000	MEMBERSHIP DUES	MMEA OFFICE	MEMBERSHIP DUES	58.00
592-527-853-000	TELEPHONE	CENTURYLINK	TELEPHONE	0.50
		Total For Dept 527 WASTEWATER FUND		6,297.58

Total For Fund 592 SEWER MAINTENANCE & WASTEWATER FUND 6,675.88

GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount
Fund 594 MUNICIPAL MARINA FUND				
Dept 000				
594-000-123-000	PREPAID EXPENSE	STATE OF MICHIGAN	MOTOR FUEL RETAIL OUTLET LICENSE	100.00
594-000-719-000	FRINGE BENEFITS	THE LINCOLN NATIONAL LIFE INS	DISABILITY / LIFE INSURANCE - SEPTEMBER	10.25
594-000-719-000	FRINGE BENEFITS	VISION SERVICE PLAN	VISION INSURANCE PLAN - SEPTEMBER	11.54
594-000-740-000	OPERATING SUPPLIES	BRIGGS TRUE VALUE HARDWARE	BASKET	17.44
594-000-740-000	OPERATING SUPPLIES	CAPTAIN CHUCK'S INC	WEED NET	74.99
594-000-740-000	OPERATING SUPPLIES	JACKPINE BUSINESS CENTER	INK CARTRIDGES/CLIP BOARD	76.93
594-000-740-000	OPERATING SUPPLIES	NORTH WOODS SIGN SHOP INC	CHARTER BOAT SIGNS	1,630.00
594-000-740-100	ICE	ALLIN ICE COMPANY	BAGS OF ICE	93.75
594-000-740-100	ICE	ALLIN ICE COMPANY	BAGS OF ICE	93.75
594-000-740-100	ICE	THE ICE BOX COMPANY INC	BAGS OF ICE	80.93
594-000-740-100	ICE	THE ICE BOX COMPANY INC	ICE BAGS	307.88
594-000-740-300	SALE ITEMS	LUDINGTON MONKEY BUSINESS LLC	HOODED SWEATSHIRTS	60.00
594-000-751-000	GASOLINE	BRENNER OIL COMPANY	GASOLINE PURCHASED	4,916.64
594-000-751-000	GASOLINE	BRENNER OIL COMPANY	GASOLINE PURCHASED	12,732.94
594-000-751-000	GASOLINE	BRENNER OIL COMPANY	GASOLINE PURCHASED	6,911.04
594-000-751-000	GASOLINE	BRENNER OIL COMPANY	GASOLINE PURCHASED	8,730.12
594-000-751-000	GASOLINE	BRENNER OIL COMPANY	GASOLINE PURCHASED	10,832.03
594-000-751-100	DIESEL	BRENNER OIL COMPANY	DIESEL PURCHASED	4,748.91
594-000-751-100	DIESEL	BRENNER OIL COMPANY	DIESEL PURCHASED	1,514.00
594-000-751-200	DIESEL	BRENNER OIL COMPANY	DIESEL PURCHASED	1,992.07
594-000-802-000	MOTOR OIL	BRIGHAM'S OF LUDINGTON	CYCLE 2 OIL	93.59
594-000-802-000	CONTRACTED SERVICES	WEST SHORE BANK	LAWN CARE/MOWING	700.00
594-000-853-100	CELLULAR PHONE	CHRISTENSEN, JAMES	CELL PHONE REIMBURSEMENT	45.00
594-000-923-000	UTILITIES - GAS	DTE ENERGY	GAS	184.63
594-000-927-000	UTILITIES - WATER	CITY OF LUDINGTON	WATER	57.96
594-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	BLEACH	9.12
594-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	BLEACH	5.31
594-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	BULB	15.10
594-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	DRANO/LIQUID PLUMBER/SCOURING PADS	12.48
594-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	BLEACH/NOZZLE/SANITIZER	8.28
594-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	HOSE REMNANT	3.25
594-000-930-000	REPAIRS, MAINT. & SUPPLIES	JC MARINE	MARINE TISSUE	537.00
594-000-930-000	REPAIRS, MAINT. & SUPPLIES	PAUL TREE FARMS	TREES	56,606.93
		Total For Dept 000		56,606.93
		Total For Fund 594 MUNICIPAL MARINA FUND		56,606.93

Fund	Dept	Account	Description	Amount
650	000	TECHNOLOGY FUND		
650	000	802-000	CONTRACTUAL SERVICES	599.00
			XEROX CORPORATION	
			COPIER MAINTENANCE AGREEMENT 1 YR	

Fund 661 MOTOR POOL FUND

Dept 000	Invoice Line Desc	Vendor	Invoice Description	Amount
661-000-719-000	FRINGE BENEFITS	THE LINCOLN NATIONAL LIFE INS	DISABILITY / LIFE INSURANCE - SEPTEMBER	43.93
661-000-719-000	FRINGE BENEFITS	VISION SERVICE PLAN	VISION INSURANCE PLAN - SEPTEMBER	54.13
661-000-740-000	OPERATING SUPPLIES	BRIGHAM'S OF LUDINGTON	GREASE	29.90
661-000-740-000	OPERATING SUPPLIES	CHEMSEARCH	CLEANER	267.05
661-000-740-000	OPERATING SUPPLIES	EVERGREEN SOLUTIONS LLC	TOWELS/WIPES	214.54
661-000-740-000	OPERATING SUPPLIES	STATE INDUSTRIAL PRODUCTS	DRAIN ROCKET	142.00
661-000-743-000	TOOLS	MEDLER ELECTRIC COMPANY	CRIMPING TOOL	26.28
661-000-853-000	TELEPHONE	CENTURYLINK	TELEPHONE	4.42
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BENEDICT-SHLANDER COLLISION CENTER	VEHICLE REPAIRS	5,532.46
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	PLUG FUSE/SEALER/FLASHLIGHT	63.56
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGGS TRUE VALUE HARDWARE	EYE BOLTS	1.48
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	BATTERY ACCESSORIES/FUSES	110.01
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	FILTERS/BATTERIES	526.61
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	CORE RETURNS	(60.00)
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	BALL JOINT	51.40
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	FILTER/V-BELT	78.76
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	MINI REGULATOR	59.98
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	VALVE	42.55
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	CAP SCREW/NUTS	15.52
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	FILTERS	27.67
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	BLOWER MOTOR	85.24
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	DIRT/FILTERS	135.45
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	POLISH	11.88
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	TAIL LIGHT CIRCUIT BOARD	15.69
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	HOSE ENDS	119.16
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	STEP BAR	279.68
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	STEP BARS/RETURNS	(39.68)
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	FILTERS	6.34
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	BAND CLAMPS	50.76
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	SOLENOID/SENSORS	72.34
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	BRAKE BOOSTER	318.99
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	BATTERY	81.59
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	MINIATURE LAMP	44.97
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	VALVE ADAPTER	9.54
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	SENSOR	54.78
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	FUEL FILTER	6.63
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	WIPER BLADES	22.14
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	FREON W/DYE	229.00
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	BRIGHAM'S OF LUDINGTON	CONDENSER	109.59
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	FASTENAL COMPANY	SCREWS/WASHERS/BOLTS	246.63
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	GRAINGER	SOLE SAW BLADES	26.01
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	GRAINGER	GROMMETS	14.84
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	KENT RUBBER SUPPLY INC	PIPE FITTINGS/HOSES/PLUGS/BUSHINGS	383.34
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	MODEL COVERALL SERVICE	CLEAN MATS/RUNNERS	48.61

GL Number	Invoice Line Desc	Vendor	Invoice Description	Amount
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	SEYMOUR'S SALES & SERVICE	GASKET SET	9.95
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	TELVENT DTN INC	SUBSCRIPTION RENEWAL	81.00
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	WINDER POLICE EQUIPMENT INC	BUMPER	744.10
661-000-930-000	REPAIRS, MAINT. & SUPPLIES	WINDER POLICE EQUIPMENT INC	COMPUTER SUPPORT BRACE/TUBE MOUNTS	122.64
661-000-977-000	EQUIPMENT	NORTH WOODS SIGN SHOP INC	LETTERING ON TAHOE # 116	1,195.00
		Total For Dept 000		11,718.46
		Total For Fund 661 MOTOR POOL FUND		11,718.46

TOTAL FOR ALL FUNDS: 150,185.25

TOTAL FOR ACCOUNTS PAYABLE:

Fund 101 GENERAL FUND	31,362.84
Fund 202 MAJOR STREETS FUND	2,169.62
Fund 203 LOCAL STREETS FUND	243.35
Fund 208 RECREATION FUND	46.41
Fund 211 SENIOR CENTER FUND	250.76
Fund 216 MOVIES IN THE PARK FUND	1,409.00
Fund 493 DDA OPERATING FUND	6,482.81
Fund 508 CARTER PARK CAMPGROUND FUND	3,148.65
Fund 591 WATER MAINTENANCE & WATER FUND	29,346.54
Fund 592 SEWER MAINTENANCE & WASTEWATER FUND	6,675.88
Fund 594 MUNICIPAL MARINA FUND	56,606.93
Fund 650 TECHNOLOGY FUND	724.00
Fund 661 MOTOR POOL FUND	11,718.46
<b>TOTAL FOR ALL FUNDS:</b>	<b>150,185.25</b>

## Summary

### PREPAID EXPENDITURES

All Funds	\$	142,053.85		
Building Rehab Fund 422	\$	-		
Building Authority Fund 371	\$	-		
Police Pension Fund 732	\$	-		
Tax Distributions	(2939)	\$	500.00	
TOTAL EXPENDITURES SINCE 08/27/2012:	\$		\$	142,553.85
LESS TAX DIST., TRANSFERS & CD PURCHASES:	\$		\$	500.00
TOTAL PREPAID EXPENDITURES SINCE 08/27/2012:	\$		\$	142,053.85

### ACCOUNTS PAYABLE

ALL FUNDS:	\$	150,185.25		
TOTAL ACCOUNTS PAYABLE FOR THIS PERIOD:	\$		\$	150,185.25
TOTAL PREPAID EXPENDITURES:	\$		\$	142,053.85
TOTAL EXPENDITURES SINCE 08/27/2012:	\$		\$	292,239.10



Deborah L. Luskin, City Clerk

# Application for Industrial Facilities Tax Exemption Certificate

Issued under authority of Public Act 198 of 1974, as amended. Filing is mandatory.

**INSTRUCTIONS:** File the original and two copies of this form and the required attachments (three complete sets) with the clerk of the local government unit. The State Tax Commission (STC) requires two complete sets (one original and one copy). One copy is retained by the clerk. If you have any questions regarding the completion of this form or would like to request an informational packet, call (517) 373-3272.

To be completed by Clerk of Local Government Unit	
Signature of Clerk <i>Deborah L. Luskin</i>	Date received by Local Unit <i>6-28-12</i>
STC Use Only	
Application Number	Date Received by STC

## APPLICANT INFORMATION

All boxes must be completed.

1a. Company Name (Applicant must be the occupant/operator of the facility) <b>SRS Industries LLC dba/Whitehall Industries</b>		1b. Standard Industrial Classification (SIC) Code - Sec. 2(10) (4 or 6 Digit Code) <b>3354</b>	
1c. Facility Address (City, State, ZIP Code) (real and/or personal property location) <b>801 S. Madison St., Ludington, MI 49431</b>		1d. City/Township/Village (indicate which) <b>City of Ludington</b>	1e. County <b>Mason</b>
2. Type of Approval Requested <input checked="" type="checkbox"/> New (Sec. 2(4)) <input type="checkbox"/> Transfer (1 copy only) <input type="checkbox"/> Speculative Building (Sec. 3(8)) <input type="checkbox"/> Rehabilitation (Sec. 3(1)) <input type="checkbox"/> Research and Development (Sec. 2(9))		3a. School District where facility is located <b>Ludington</b>	3b. School Code <b>53040</b>
4. Amount of years requested for exemption (1-12 Years) <b>6 years Personal Property</b>			

5. Per section 5, the application shall contain or be accompanied by a general description of the facility and a general description of the proposed use of the facility, the general nature and extent of the restoration, replacement, or construction to be undertaken, a descriptive list of the equipment that will be part of the facility. Attach additional page(s) if more room is needed.

Acquisition of new Machinery and Equipment to facilitate the continued growth of our business primarily in the automotive supply sector.

6a. Cost of land and building improvements (excluding cost of land) .....	▶ _____ Real Property Costs
* Attach list of improvements and associated costs. * Also attach a copy of building permit if project has already begun.	▶ <b>\$2,000,000.00</b>
6b. Cost of machinery, equipment, furniture and fixtures .....	▶ _____ Personal Property Costs
* Attach itemized listing with month, day and year of beginning of installation, plus total	▶ <b>\$2,000,000.00</b>
6c. Total Project Costs .....	▶ _____ Total of Real & Personal Costs
* Round Costs to Nearest Dollar	

7. Indicate the time schedule for start and finish of construction and equipment installation. Projects must be completed within a two year period of the effective date of the certificate unless otherwise approved by the STC.

	Begin Date (M/D/Y)	End Date (M/D/Y)		
Real Property Improvements ▶	_____	_____	▶	<input type="checkbox"/> Owned <input type="checkbox"/> Leased
Personal Property Improvements ▶	<b>1/1/12</b>	<b>12/31/13</b>	▶	<input checked="" type="checkbox"/> Owned <input type="checkbox"/> Leased

8. Are State Education Taxes reduced or abated by the Michigan Economic Development Corporation (MEDC)? If yes, applicant must attach a signed MEDC Letter of Commitment to receive this exemption.     Yes     No

9. No. of existing jobs at this facility that will be retained as a result of this project. <b>93</b>	10. No. of new jobs at this facility expected to create within 2 years of completion. <b>30</b>
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11. Rehabilitation applications only: Complete a, b and c of this section. You must attach the assessor's statement of SEV for the entire plant rehabilitation district and obsolescence statement for property. The Taxable Value (TV) data below must be as of December 31 of the year prior to the rehabilitation.

a. TV of Real Property (excluding land) .....	_____
b. TV of Personal Property (excluding inventory) .....	_____
c. Total TV .....	_____

12a. Check the type of District the facility is located in:  
 Industrial Development District       Plant Rehabilitation District

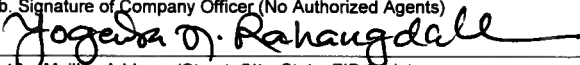
12b. Date district was established by local government unit (contact local unit) <b>5/4/81</b>	12c. Is this application for a speculative building (Sec. 3(8))? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
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**APPLICANT CERTIFICATION - complete all boxes.**

The undersigned, authorized officer of the company making this application certifies that, to the best of his/her knowledge, no information contained herein or in the attachments hereto is false in any way and that all are truly descriptive of the industrial property for which this application is being submitted.

It is further certified that the undersigned is familiar with the provisions of P.A. 198 of 1974, as amended, being Sections 207.551 to 207.572, inclusive, of the Michigan Compiled Laws; and to the best of his/her knowledge and belief, (s)he has complied or will be able to comply with all of the requirements thereof which are prerequisite to the approval of the application by the local unit of government and the issuance of an Industrial Facilities Exemption Certificate by the State Tax Commission.

13a. Preparer Name <b>Drew Pehrson</b>	13b. Telephone Number <b>(231) 845-5101</b>	13c. Fax Number <b>(231) 845-5230</b>	13d. E-mail Address <b>dpehrson@whitehallindustries</b>
14a. Name of Contact Person <b>Drew Pehrson</b>	14b. Telephone Number <b>(231) 845-5101</b>	14c. Fax Number <b>(231) 845-5230</b>	14d. E-mail Address <b>dpehrson@whitehallindustries</b>
▶ 15a. Name of Company Officer (No Authorized Agents) <b>Yogendra N. Rahangdale</b>			
15b. Signature of Company Officer (No Authorized Agents) 		15c. Fax Number <b>(231) 845-5230</b>	15d. Date <b>6/25/2012</b>
▶ 15e. Mailing Address (Street, City, State, ZIP Code) <b>5175 W. Sixth Street, Ludington, MI 49431</b>		15f. Telephone Number <b>(231) 845-5101</b>	15g. E-mail Address <b>yrahangdale@whitehallindustri</b>

**LOCAL GOVERNMENT ACTION & CERTIFICATION - complete all boxes.**

This section must be completed by the clerk of the local governing unit before submitting application to the State Tax Commission. Check items on file at the Local Unit and those included with the submittal.

▶ 16. Action taken by local government unit  <input type="checkbox"/> Abatement Approved for _____ Yrs Real (1-12), _____ Yrs Pers (1-12) After Completion <input type="checkbox"/> Yes <input type="checkbox"/> No  <input type="checkbox"/> Denied (Include Resolution Denying)	16b. The State Tax Commission Requires the following documents be filed for an administratively complete application:  <b>Check or Indicate N/A if Not Applicable</b> <input type="checkbox"/> 1. Original Application plus attachments, and one complete copy <input type="checkbox"/> 2. Resolution establishing district <input type="checkbox"/> 3. Resolution approving/denying application. <input type="checkbox"/> 4. Letter of Agreement (Signed by local unit and applicant) <input type="checkbox"/> 5. Affidavit of Fees (Signed by local unit and applicant) <input type="checkbox"/> 6. Building Permit for real improvements if project has already begun <input type="checkbox"/> 7. Equipment List with dates of beginning of installation <input type="checkbox"/> 8. Form 3222 (if applicable) <input type="checkbox"/> 9. Speculative building resolution and affidavits (if applicable)
16a. Documents Required to be on file with the Local Unit <b>Check or Indicate N/A if Not Applicable</b> <input type="checkbox"/> 1. Notice to the public prior to hearing establishing a district. <input type="checkbox"/> 2. Notice to taxing authorities of opportunity for a hearing. <input type="checkbox"/> 3. List of taxing authorities notified for district and application action. <input type="checkbox"/> 4. Lease Agreement showing applicants tax liability.	
16c. LUCI Code	16d. School Code
17. Name of Local Government Body	▶ 18. Date of Resolution Approving/Denying this Application

Attached hereto is an original and one copy of the application and all documents listed in 16b. I also certify that all documents listed in 16a are on file at the local unit for inspection at any time.

19a. Signature of Clerk	19b. Name of Clerk	19c. E-mail Address
19d. Clerk's Mailing Address (Street, City, State, ZIP Code)		
19e. Telephone Number	19f. Fax Number	

State Tax Commission Rule Number 57: Complete applications approved by the local unit and received by the State Tax Commission by October 31 each year will be acted upon by December 31. Applications received after October 31 may be acted upon in the following year.

Local Unit: Mail one original and one copy of the completed application and all required attachments to:


**State Tax Commission  
Michigan Department of Treasury  
P.O. Box 30471  
Lansing, MI 48909-7971**

(For guaranteed receipt by the STC, it is recommended that applications are sent by certified mail.)

STC USE ONLY				
▶ LUCI Code	▶ Begin Date Real	▶ Begin Date Personal	▶ End Date Real	▶ End Date Personal

**SRS Industries LLC  
Whitehall Industries  
Estimated Capital Expenditures  
1/1/2012 - 12/31/2013**

<u>Vendor</u>	<u>Model</u>	<u>Description</u>	<u>Act/Est Installation Date</u>	<u>Madison Plant</u>
Gerotech Inc.	HRT310	Haas Rotary Table	2/1/2012	13,395.00
Gerotech Inc.	HRT310	Haas Rotary Table	2/1/2012	13,395.00
Gerotech Inc.	VF-4SS	Haas Vertical Machining Center	2/1/2012	85,685.00
Gerotech Inc.	VF-4SS	Haas Vertical Machining Center	4/15/2012	97,845.00
Gerotech Inc.	VF-7/40	Haas Vertical Machining Center	2/15/2012	164,125.00
Yaskawa	700765A001	(2) HP20D DX100 Robots	3/15/2012	78,250.00
Carl Zeiss IMT Corp.	G2 RDS 1000	Contura CMM	3rd Qtr 2012	150,826.00
Mazak Corporation	SVC2L12D	Machining Center	5/31/2012	366,140.00
Gerotech	VF7SS	Haas Vertical Machining Center	4th Qtr 2012	172,600.00
<b>Total Expended/Committed M&amp;E Cost</b>				<b>1,142,261.00</b>
Various		Other Manufacturing Equipment	4th Qtr 2012	200,000.00
Gerotech, other		CNC Machines (Full Volume)	2013	450,000.00
Various Vendors		Computers/Systems	3rd Qtr 2012	50,000.00
Various		Contingency Allowance for Assy Fixtures, Installation, etc.	4th Qtr 2012	157,739.00
<b>Total Planned M&amp;E Cost</b>				<b>857,739.00</b>
<b>Total M&amp;E Cost</b>				<b>2,000,000.00</b>



**CITY OF LUDINGTON  
PLANNING COMMISSION  
400 S. HARRISON ST. • LUDINGTON, MI 49431  
(231)843-2956 • FAX (231)-845-1146**

September 6, 2012

**TO:** Mayor John Henderson  
City Manager, John Shay  
Ludington City Councilors

**FROM:** Ludington Planning Commission

**Re:** Ludington Zoning Ordinance No. 23-00 Text Changes and rezoning

On August 8, 2012, the Ludington Planning Commission held two public hearings and motions were unanimously approved to recommend to City Council the following:

1. To consider changes to the Ludington Zoning Map in order to rezone the following parcels from WM2 (Waterfront Maritime 2) to WCB (Waterfront Central Business District): Original Plat Lots 6, 7, 8, 9 and 10 **Block 47**. (“Wesco Block”)
2. To consider a text change to the Ludington Zoning Ordinance #23-00, Article 400.17 WM1 and WM2 (Waterfront Maritime), Section 400.17:2, Permitted Principal Uses, to allow single-family residential in the WM 2 district as listed below: Original Plat, Lots 7, 8, 9, 10, 11 and 12, **Block 48** and Original Plat, Lots 9, 10, 11 and 12, **Block 49**

Respectfully submitted:

Carol Ann Foote  
Planning/Zoning Administrator

**CITY OF LUDINGTON**  
**PLANNING COMMISSION**  
**400 S. HARRISON ST. • LUDINGTON, MI 49431**  
**(231)843-2956 • FAX (231)-845-1146**

August 9, 2012

TO: Mayor John Henderson  
City Manager, John Shay  
Ludington City Councilors

FROM: Ludington Planning Commission

Re: Ludington Zoning Ordinance No. 23-00 Text Changes and rezoning

On May 1, 2012, the City of Ludington Planning Commission unanimously approved a motion to recommend to City Council for approval, text changes to the Ludington Zoning Ordinance #23-00, Article, 400.17 WM1 and 2 (Waterfront Maritime District), Section 400.17:2, Permitted Principal Uses, in order to allow single-family dwellings in the WM 2 district as a permitted principal use.

The Building and Licenses Committee met on May 10, 2012 to review this recommendation. The Committee referred this back to the Planning Commission because they felt that single-family dwellings would not be suitable for development on the south half of Block 47, also known as the "Wesco" block.

The Planning Commission reviewed this and agreed that Block 47 was more commercial in nature. At their regular meeting of August 8, 2012 two public hearings were held and motions were unanimously approved to recommend to City Council the following:

1. To consider changes to the Ludington Zoning Map in order to rezone the following parcels from WM2 (Waterfront Maritime 2) to WCB (Waterfront Central Business District): Original Plat Lots 6, 7, 8, 9 and 10 **Block 47**. ("Wesco Block")
2. To consider a text change to the Ludington Zoning Ordinance #23-00, Article 400.17 WM1 and WM2 (Waterfront Maritime), Section 400.17:2, Permitted Principal Uses, to allow single-family residential in the WM 2 district as listed below: Original Plat, Lots 7, 8, 9, 10, 11 and 12, **Block 48** and Original Plat, Lots 9,10, 11 and 12, **Block 49**

By rezoning lots 6, 7, 8, 9, and 10, Block 47 to WCB (Waterfront Central Business District), the permitted uses and special land uses would allow more commercial uses than WM2 would allow, yet it would not allow single-family dwellings. The maximum height permitted in the WCB district is 45' in comparison to 75' allowed in the CBD (Central Business District).

The text change to the Ludington Zoning Ordinance, Article 400.17, WM1 and WM2 (Waterfront Maritime), Section 400.17:2, Permitted Principal Uses, would allow single-family dwellings on the south half of Block 48 (South of Lakewinds Dental) and the four lots that are occupied by P. M. Steamers.

Copies of the permitted uses and special land uses for both WM1/WM2 and WCB districts are attached.

Respectfully submitted:

Carol Ann Foote  
Planning/Zoning Administrator

CITY OF LUDINGTON

ORDINANCE NO. 248-12

Short Title: An ordinance to amend the City of Ludington Zoning Ordinance No. 23-00, as amended.

THE CITY OF LUDINGTON ORDAINS:

Section 1: The following described area of the zoning map of the City of Ludington is hereby rezoned from “WM2” (Waterfront Maritime 2) to “WCB” (Waterfront Central Business District): Original Plat Lots 6, 7, 8, 9 and 10 Block 47.

Section 2: Severability: Should any provisions of this ordinance or any part thereof be held unconstitutional or invalid, such holding shall not be construed as affecting the validity of any of the remaining provisions hereof or of any other provisions of the City of Ludington Zoning Ordinance.

Section 3: Repeal: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 4: Effective date: This ordinance shall be effective 20 days from the date hereof.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Deborah L. Luskin, City Clerk

CITY OF LUDINGTON

ORDINANCE NO. 249-12

Short Title: An ordinance to amend the City of Ludington Zoning Ordinance No. 23-00, as amended.

THE CITY OF LUDINGTON ORDAINS:

Section 1.

ARTICLE 400.17 WM 1 And 2 (Waterfront Maritime) shall be amended to read as follows:

**ARTICLE 400.17 WM 1 AND 2 (WATERFRONT MARITIME)**

**SECTION 400.17:2 Permitted Principal Uses**

- (1) Libraries, museums, and other governmental facilities;
- (2) Multi-family residential;
- (3) General and professional offices
- (4) *Single-Family dwellings in WM2 only*

Section 2. Severability: It is the legislative intent of the City Council that all provisions of this Ordinance be liberally construed to protect and preserve the peace, health, safety and welfare of the inhabitants of the City. Should any provision of this Ordinance or part thereof be held unconstitutional or invalid, such holding shall not be construed as affecting the validity of any of the remaining provisions, and the remainder of this Ordinance shall stand, notwithstanding the invalidity of any such provision thereof.

Section 3. Repeal: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 4. Effective Date: This ordinance shall take effect twenty (20) days after publication.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Deborah L. Luskin, City Clerk

## **ARTICLE 400.17 WM 1 AND 2 (WATERFRONT MARITIME)**

**SECTION 400.17:1 Intent.** This district is designed to provide a bridge between the established business areas and the developing waterfront area. The mixing of residential and non-residential uses on the same property is encouraged to promote an active waterfront area and prosperous downtown business environment. The use, improvement and preservation of existing streets and alleys to promote pedestrian traffic circulating in the waterfront area and the downtown area are viewed as an enhancement to the community. Existing public right-of-ways should only be altered to enhance the overall objectives of the City. District regulations are designed to promote physical developments and reuse existing buildings where feasible which are aesthetically, visually, and functionally compatible with the surrounding area.

### **SECTION 400.17:2 Permitted Principal Uses**

- (1) Libraries, museums, and other governmental facilities;
- (2) Multi-family residential;
- (3) General and professional offices;

### **SECTION 400.17:3 Permitted Accessory Uses**

- (1) Any use customarily incidental to the permitted principal use;
- (2) During the period from April 1<sup>st</sup> to December 1<sup>st</sup>, outdoor storage of boats is allowed as an accessory to any permitted use, but is not permitted in any required setback;
- (3) Retail uses subordinate to and used in conjunction with a principal permitted or special land use and when conducted entirely within an enclosed building.
- (4) Accessory uses provided in Section 400.6:3 subject to the conditions of subsections (2) and (3) of Section 400.6:3 and to the conditions of Section 400.17:5 except as to setback.

### **SECTION 400.17:4 Special Land Uses**

- (1) Planned unit waterfront development (refer to Chapter Xa);
- (2) Restaurants and cafes;
- (3) Hotels, motels, convention facilities or meeting facilities;
- (4) Bed and Breakfast establishments
- (5) Outdoor food or beverage service or outdoor entertainment;
- (6) Artisan shops;
- (7) Fences

### **SECTION 400.17:5 Required Conditions**

- (1) Site plan review is required for all uses, buildings, and structures. (Refer to Chapter XI)
- (2) Area, height, and placement regulations:
  - a) Maximum floor area of principal and accessory buildings will be governed by setback and parking requirements.
  - b) Setback Requirements: Ten (10) feet from any street, alley or property line; twenty-five (25) from the high water mark for all uses except docks, wharves and similar structures; all buildings or structures (notwithstanding SECTION 500.4:1) must conform to these setback requirements: except in the case of a Special Land Use for boat storage where the Planning Commission may

allow fences and boat storage, but no other structures within the setback areas. Parking must be at least thirty (30) from the high water mark.

- c) Minimum lot sizes will be determined by the use and the setback and parking requirements;



## **ARTICLE 400.18 WCB (WATERFRONT CENTRAL BUSINESS)**

**SECTION 400.18:1 Intent.** The intent of this District has a dual purpose. The first is to permit an expansion of the Central Business District while encouraging pedestrian traffic to engage the natural assets of the waterfront during a shopping experience. The second is to allow higher residential densities that foster preservation and enhancement of the neighboring business district and to encourage pedestrian traffic to and from the waterfront. These regulations are also designed to promote physical developments that encourage land use developments, which are aesthetically, visually, and functionally compatible with an accessible waterfront.

### **SECTION 400.18:2 Permitted Principal Uses**






















- (1) Parks, parkways, play areas;
- (2) Libraries, museums, and other governmental facilities;
- (3) Multi-family residential;
- (4) General and professional offices;
- (5) Banks;

### **SECTION 400.18:3 Permitted Accessory Uses**

- (1) Any use customarily incidental to the permitted principal use;
- (2) During the period from April 1<sup>st</sup> to December 1<sup>st</sup>, outdoor storage of boats is allowed as an accessory to any permitted use, but is not permitted in any required setback;
- (3) Except in any public park, or other publicly owned facility, outdoor food or beverage service or outdoor entertainment shall be by special land use only.
- (4) Accessory uses provided in Section 400.6:3 subject to the conditions of subsections (2) and (3) of Section 400.6:3 and to the conditions of Section 400.18:5 except as to setback and such accessory uses shall not be subject to subsection (8) of Section 400.18:5.

### **SECTION 400.18:4 Special Land Uses**

- (1) Planned unit waterfront development (refer to Chapter Xa).
- (2) Restaurants and cafes;
- (3) Hotels, motels, convention facilities or meeting facilities;
- (4) Bed and Breakfast establishments
- (5) Retail stores or establishments, not including sales of cars, trucks, farm equipment, boats, or other similar items;
- (6) Artisan shops;
- (7) Fences
- (8) Outdoor service of food and beverage, including alcoholic beverages, not otherwise allowed under Section 400.18:3, when the service is accessory to a permitted food and beverage service use (See Section 900.3:21).

-  C-1 OLD TOWN NEIGHBORHOOD DISTRICT
-  C-2 GENERAL RETAIL DISTRICT
-  CBD CENTRAL BUSINESS DISTRICT
-  G-1 GOVERNMENT SERVICE DISTRICT
-  LC LIMITED COMMERCIAL DISTRICT
-  M-1 WHOLESALE AND LIGHT INDUSTRY DISTRICT
-  M-2 HEAVY INDUSTRY DISTRICT
-  MC MARITIME COMMERCIAL DISTRICT
-  MR MOTEL-RESORT DISTRICT
-  P PARKING DISTRICT
-  R1-A SHOREFRONT RESIDENTIAL
-  R1-B SINGLE-FAMILY RESIDENTIAL DISTRICTS
-  R1-C PLANNED RESIDENTIAL DISTRICT
-  R2-A GENERAL SINGLE-FAMILY RESIDENTIAL DISTRICT
-  R3-A MULTI-FAMILY RESIDENTIAL DISTRICT
-  R4-A MOBILE HOME PARK DISTRICT
-  W WATERFRONT DISTRICT
-  WS WATERFRONT/SHIPPING DISTRICT
-  WM-1 WATERFRONT MARITIME 1 DISTRICT
-  WM-2 WATERFRONT MARITIME 2 DISTRICT
-  WCB WATERFRONT CENTRAL BUSINESS DISTRICT



49 48 47

FERRY ADDITION

DANAHER & MELENDY ADDITION

ADDITION

THOMAS ADDITION

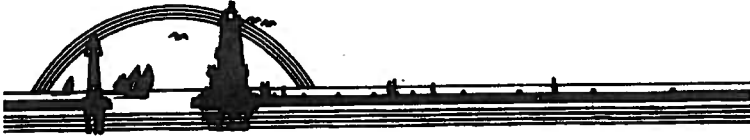
THOMAS ADDITION

THOMAS ADDITION

RESERVE SECOND ADDITION

RESERVE ADDITION





JOHN HENDERSON, MAYOR  
JOHN E. SHAY, CITY MANAGER  
DEBORAH L. LUSKIN, CITY CLERK  
LINDA J. ROGERS, CITY TREASURER

## CITY OF LUDINGTON

400 SOUTH HARRISON STREET  
LUDINGTON, MICHIGAN 49431  
PHONE (231) 845-6237  
FAX (231) 845-1146

### MEMORANDUM

TO: Mayor Henderson and the Ludington City Council  
FROM: John Shay, City Manager *B*  
DATE: September 7, 2012  
RE: Contract for Building Inspection and Plan Review Services

Ed Britton, who has provided building-inspection and plan-review services to the City since 2010, has decided to retire. Ed also provided these services to Mason County. As a result of his decision to retire, the City (Carol Ann Foote and I) and the County interviewed four candidates to replace Ed. The candidates were Jason Kirkpatrick of Hamlin Township, Wayne Goerbig of Scottville, Bill Roy of Ludington and Tom Fulker of Ludington.

As a result of these interviews, I am recommending that the City enter into a contract with Tom Fulker to serve as the City's building inspector and plan reviewer. He has over 37 years in the construction industry and possesses the communication skills to interact with the public. He is currently in the process of applying with the State of Michigan to become provisionally registered as a building inspector and plan reviewer.

I have attached a proposed Contract for Building Inspection and Plan Review Services. It is almost identical to the same contract that Ed Britton signed with the City in 2010. As with Ed, Mr. Fulker would not be an employee of the City, but rather an independent contractor. The City would pay him 50% of the building permit fees and 100% of the plan review fees. The City would also pay him an hourly rate in the event that he had to perform work associated with enforcing the Property Maintenance Code, such as inspecting the structural integrity of a house.

**CITY MANAGER'S RECOMMENDATION:** Approve the Contract for Building Inspection and Plan Review Services between the City of Ludington and Thomas Fulker.

*On the Shores of Lake Michigan*

## **CONTRACT FOR BUILDING INSPECTION AND PLAN REVIEW SERVICES**

### **RECITALS**

1. The City of Ludington (City) administers the State of Michigan Building Code through its Building Department.
2. ~~Ed Britton~~ Thomas Fulker (Independent Contractor) represents himself to the City as an individual who is in the process of applying for provisional registration as a building inspector and plan reviewer pursuant to Section 12(2) of Public Act 54 of 1986 ~~appropriately licensed Building Inspector capable of making building inspections and plan reviews.~~
3. Independent Contractor represents that he is willing and able to comply with the requirements of the State of Michigan, including any license and registration schedules of the State, to attain and maintain his status as a licensed Building Inspector and Plan Reviewer during the term of this contract.
4. The City wants to retain the services of the Independent Contractor on an independent contractual basis to do building inspections and plan reviews, to enforce the applicable Building Code and state statutes, and to provide other technical assistance as requested by the City or offered by the Independent Contractor in the satisfaction of the parties' obligation to enforce the Building Code and state statute.

### **TERMS**

5. **Duties**—Independent Contractor agrees to perform the following duties in a timely and professional manner:
  - a. Inspect all work for building permits issued by the City;
  - b. Review building plans where necessary to advise the City acting through its various departments and agencies;
  - c. Provide technical assistance to the Planning, Zoning and Building Departments;
  - d. Oversee Building Code and statutory compliance in the City's best interests;
  - e. Attend all administrative and court hearings and other public meetings necessary for Building Code and statutory enforcement;
  - f. Perform additional work incidental to Building Code and statutory compliance as requested by the City, including, but not limited to, enforcing the Property Maintenance Code, as it relates to structural issues.
  - g. Return phone calls to permit holders and general contractors in a timely, professional manner. Calls should be returned within 24-hours of receiving the call.

- h. Carry a cellular phone to be kept operational during business hours (Monday – Friday, 8:00 a.m. to 5:00 p.m.) and provide a phone number that can be given out to permit holders for contact during business hours. Maintain office hours at City Hall every Monday and Wednesday from 10:30 a.m. – 12:00 p.m.
- i. Arrange for the coverage of building inspections by a licensed Building Inspector in the event that the Independent Contractor is unavailable for any reason for more than two (three or more) consecutive business days and a request for an inspection has been made. Compensation for temporary inspection services will be paid entirely by the Independent Contractor.
- j. Perform inspections within 3 consecutive business days of a requested inspection (including Friday). Communication with the permit holder is required if more than 3 days are needed before the inspection can be completed.
- k. If the Independent Contractor will be unavailable for more than two (three or more) days, a message shall be programmed on the Independent Contractor’s voice mailbox stating the expected date of return and instructions for obtaining an inspection, which may include contacting the Building Administrative Assistant to arrange for an inspection.

6. **Amount of Work**--The amount of work to be performed under this agreement is strictly dependent on the number of building permits, which are requested from the City’s Planning, Zoning and Building Department. The City is not required to maintain any fixed level of work for the Independent Contractor, and the City is making no representation or guarantee that the City will refer any specific number of inspections to the Independent Contractor.

7. **Compensation**--In consideration for the Independent Contractor performing the duties specified in Paragraph 5, the City agrees to pay the Independent Contractor:

- A. Fifty percent (50%) of fees collected for building permits issued after the effective date of this agreement.
- B. One hundred percent (100%) of the fees collected for plan reviews on plans submitted after the effective date of this agreement.
- D. Fifty percent (50%) of fees collected on building permits already in existence as of the effective date of this agreement. For multi-unit projects, such as condominium projects, the building permit fee for each unit shall be determined by taking fifty percent (50%) of the total building permit fee and dividing this figure by the number of individual units.
- E. A minimum of one hour of pay at an hourly rate of \$21.59 for work associated with enforcing the Property Maintenance Code.

It is further agreed that the City shall have no responsibility for withholding taxes or FICA contributions from the contract payments made to the Independent Contractor. Independent Contractor shall be solely responsible for payments to all taxing authorities resulting from its receipt of contract payments. Except as otherwise expressly stated herein, Independent Contractor shall not be entitled to, and City shall not furnish, any fringe benefits otherwise offered or furnished to City employees. Nothing contained in this agreement shall be construed

to create a partnership or joint venture between the parties, or to authorize either the City or the Independent Contractor to act as a general or special agent of the other party.

8. **Materials and Labor**--Independent Contractor shall provide all labor and materials (such as code books and tools) necessary to complete inspections and perform the duties specified in Paragraph 5. The City will provide stamps, office supplies, and printing costs. Independent Contractor warrants to the City that it will maintain code books that are up to date at all times.
9. **Injuries and Insurance**--The City is not responsible for personal injuries or property damage incurred by the Independent Contractor in the performance of his duties, and the City is not providing insurance of any type to cover the costs related to any personal injury or property damage the Independent Contractor may suffer. The Independent Contractor shall provide, at its expense, a policy of general liability insurance listing the City as an additional insured.
10. **Civil Claims**--The Independent Contractor shall indemnify, defend and hold harmless the City, its officials, agents and employees against any claims of whatever nature, (including attorneys and expert witness fees and costs), arising from any acts or omissions of the Independent Contractor.
11. **Termination**--Either party may terminate this contract for any reason or for no reason by giving the other party 30 days written notice of termination. Independent Contractor shall mail or deliver such a notice to the City of Ludington, Attn.: City Manager, 400 South Harrison Street, Ludington, Michigan 49431. The City shall mail or deliver such a notice to the address on file for the Independent Contractor.
12. **Termination for Cause**--The City may terminate this contract immediately for good cause by oral or written notice to Independent Contractor if the Independent Contractor's Inspector's License expires or is suspended or revoked by the State of Michigan; if the Independent Contractor assigns or attempts to assign his rights under this contract; or if the Independent Contractor commits an act deemed by the City to be grossly negligent, willful, or wanton.
13. **Personal Services Contract**--This contract is for the personal services of the Independent Contractor and is entered into by the City in reliance on the Independent Contractor's skills, experience and status as a licensed building inspector. As such, it is not assignable by either party.

**EXECUTION**

14. | **Date**--The parties are executing this contract on ~~February 8, 2010~~ September 10, 2012.

Signed in the presence of:

CITY OF LUDINGTON

\_\_\_\_\_

\_\_\_\_\_

By: John Shay  
City Manager

\_\_\_\_\_

\_\_\_\_\_

By: Deborah Luskin  
City Clerk

\_\_\_\_\_

\_\_\_\_\_

|

By: ~~ED BRITTON~~ THOMAS FULKER  
Independent Contractor



**DOWNTOWN LUDINGTON BOARD  
A RESOLUTION TO MAKE APPLICATION FOR AN MLCC SPECIAL LICENSE  
FOR OKTOBERFEST**

**WHEREAS, the Ludington Downtown Board is proposing "Oktoberfest" events in downtown Ludington to promote the downtown by providing a variety of activities on October 6, 2012; and**

**WHEREAS, the proposed location for the festival is North James Street Plaza and that portion of the alley running through the North James Street Plaza area, and adjacent parking lots which will be closed to traffic from 8pm to 8am for set up and tear down; and**

**WHEREAS, the event will include a craft show, children's rides, the S.S. Baby Badger, music and beer tent.**

**WHEREAS, the Downtown Ludington Board has receive permission from the Community Church and The Ludington Police Chief for the application for a special liquor license for this event and has taken measure to secure a separate insurance policy for this event.**

**THEREFORE, BE IT RESOLVED, that the Ludington City Council approved the Downtown Ludington Board to make application to the MLCC Special License for the sale of either Beer and Wine or Beer, Wine and Spirits for the consumption on the premises to be in effect on October 6, 2012 in the North James Street Plaza.**



Michigan Department of Licensing and Regulatory Affairs  
 Michigan Liquor Control Commission (MLCC)  
 7150 Harris Drive, P.O. Box 30005 - Lansing, Michigan 48909-7505  
 (517) 322-1326 toll free (866) 813-0011 www.michigan.gov/lcc

**Requirements Checklist**

**Special License for Consumption on the Premises  
 (issued under R436.575)**

The following checklist is intended to assist you in completing your Application for Special License. Make sure you read the entire application carefully prior to submitting your request to the Commission for consideration.

**Reminder:** Failure to submit your application and fees a minimum of 10 days prior to your event may result in no license being issued.

**Payment for license(s)** - See page 1 of Instructions for Special Licenses for fee information.

**Part I of Special License Application (Pages 4 & 5):**

Detailed Diagram - Submit if event is taking place outside.

Diagram must contain the dimensions and how the area will be contained, secured and monitored to prevent sales to minors and sales to visibly intoxicated persons.

Church or School Approval

Is there a church or school located within 500 feet of the scheduled event?

Yes  No

If you marked "yes" the clergyman from the church and/or the school superintendent must complete and execute Section 6 of the application. The local police department will also be required to note the location of the church or school in their approval in Section 9.

Make sure both of the officer's signatures are witnessed and notarized at the bottom of the application.

**Organization Board Resolution (Page 6):**

Certified copy of the resolution of the membership or board of directors authorizing the application must accompany the application to the Commission, pursuant to R436.576. (Or a certified copy of the organizations minutes will be accepted)

**Part II of Special License Application - Bond (Page 7):**

Verify information is correct on bond:

1. Complete name of organization must be stated.
2. Address of event must be concise; include the city/township/village name of where the event is to be held.
3. Verify that the effective date is the date that the event is to be held.
4. Make sure the bond includes both the signature of the officer of applying organization and the insurance agent. Also verify that the power of attorney is attached.

*\*Note: No bond is required for church or school entities*

**Extras:**

If the event is being held on Sunday please complete question 8 on the Application for Special License (page 5)

If the event will take place at a military installation or facility operated by the military, complete Part III on page 8.

Street Closure Approval - if event is located on city/village street.

Escrow letter - if the event is taking place at a location where there is a liquor license currently issued.

Concession Agreement - Required if organization is contracting with person(s) to operate food business within the event area.

Non-Profit Papers - Must be submitted by any applicant who has not previously provided them to this office.



Michigan Department of Licensing and Regulatory Affairs  
Liquor Control Commission (MLCC)  
27150 Harris Drive, P.O. Box 30005 - Lansing, Michigan 48909-7505  
(517) 322-1326 - toll free (866) 813-0011 - [www.michigan.gov/lcc](http://www.michigan.gov/lcc)

**Instructions for Special License  
for Sale of Beer and Wine Only and/or Beer, Wine and Spirits  
for Consumption on the Premises**

**\*\*\*Application must be submitted to this office not less than 10 days before the date the license is desired. Failure to submit your application a minimum of 10 days prior to your event may result in no license being issued, pursuant to R 436.575.**

**General Instructions:** These instructions apply to Parts I and II of the Application for Special License, and Part III (when required). Each part of the Application for Special License also has more specific instructions which must be followed.

**Organization Board Resolution** - A certified copy of the resolution of the membership or board of directors authorizing the application must accompany the application to the Commission, pursuant to R436.576. (A certified copy of your organization's minutes may also be submitted)

**The Licensing Process**

To ensure timely processing, your complete application must be received 10 days before the date the license is desired. Failure to submit all of the necessary information and fees will delay the processing of your application.

**Qualifying Organizations**

A special license is issued only to non-profit organizations. If your organization has not previously provided proof of your non-profit status (i.e. Charter, Bylaws, Articles of Incorporation, IRS tax exempt verification, etc.), you must submit proof with this application. No organization, including its auxiliaries, may receive more than 12 Special Licenses during a calendar year. Applicants for a Special License must be at least 21 years of age.

**License Period**

A Special License is good for one day and contains the time period for which it is granted. One (1) Application and one (1) Bond are acceptable for consecutive days of an event at the same location. However, a separate license fee is required for each day of the event.

**Location; Restrictions; Diagram Required; Enclosures**

**Church or School**

No Special License may be issued on the premise of, or within 500 feet of a church or school without the applicant obtaining approval from the authorized representative of the church or school. (Part I, Section 6 of the application contains the approval space)

**Military Installation**

No Special License may be issued for locations on a military installation without the approval of the Armory Board of Control and the legislative body of the local governmental unit. Applicants who secure this approval must also agree to comply with all rules and regulations of the Department of Military Affairs, in addition to those of the MLCC.

**Diagram Required**

Applicants must provide a detailed diagram of the area to be licensed to both the MLCC and to the local law enforcement office (whose approval must be obtained in Part I, Section 9 of the Application for Special License). The diagram must show a clearly marked area for sales and consumption of alcoholic beverages. If the area is a park, mall, fairground, church grounds, arena, campus, parking lot, vacant lot, etc., have your diagram show the actual dimensions and indicate how you plan to prevent sales to minors and sales to visibly intoxicated persons.

**Licensed Location**

If the location where you are requesting a Special License is currently licensed, please submit a letter from the licensee stating the license will be placed in to escrow on (event date) while the Special License is in effect (due to the fact that the two licenses cannot be in operation simultaneously) OR a diagram showing the area where the license will temporarily drop space in a portion of the building on (event date) for the Special License organization, and a letter from the licensee requesting the drop space.

**License Fees**

**For Organizations established less than one year:** \$50.00 for each separate, consecutive day of the event. If the event is held on a Sunday, an additional \$7.50 Sunday Sales fee may be required.

**For Organizations established one year or more:** \$25.00 for each separate, consecutive day of the event. If the event is held on a Sunday, an additional \$3.75 Sunday Sales fee may be required.

**The fees must be paid by check, bank/postal money order (made payable to the "State of Michigan/MLCC" or by credit card, using the attached Credit Card Authorization Form LCC-3065.**

## Application Requirements

### (Part I)

This form is required for a Special License. The application must be signed by the President and Secretary of the organization, witnessed and notarized. The local police or sheriff (who has primary jurisdiction) must approve the Application for Special License before it is sent to the Commission for consideration. Please allow sufficient time for consideration of the application by the local law enforcement agency.

### Enclosures

Diagram - The MLCC must receive a diagram (described on the preceding page) with the application before it will be considered for approval.

### Sunday Sales

If the event is to be held on a Sunday and spirits are to be sold (or sales will commence prior to noon), you will need to verify that there are no local prohibitions; if there are, the permit will not be granted.

### Bond (Part II)

A 60-day acceptable bond is required with each application. This bond section is to be completed by a bonding/insurance company. Attach the original bond (with Power of Attorney form) to Part I of the application. The bonding company and applicant should both keep a copy. (The president or Secretary of the organization must also sign this bond)

### Local Legislative Body Approval (Part III)

If the event is to be held on a military installation, the legislative body of the governmental unit wherein the installation is located must also approve the application. Part IV of this application package must be completed and signed by the clerk.

### Disbursements of Profits

Only a nonprofit organization may apply for a Special License. All profits derived from the sale of alcoholic beverages must go to the organization itself and not to any individual, pursuant to R436.574.

If you are holding a fund-raiser for another organization, then a letter from that organization must be submitted with this application indicating that it will receive the proceeds. Within 15 days following the event, your organization must file with the Commission, an accounting statement showing receipts and other disbursements in connection with the event.

### Buying Alcoholic Beverages for Resale

All distilled spirits (whiskey, gin, vodka, etc.) must be purchased from a State of Michigan SDD licensee at the established retail price (no discounts).

Beer and wine must be purchased from either a State of Michigan SDM retail licensee or a licensed wholesaler.

### B.Y.O.B.

Do not allow B.Y.O.B. (Bring Your Own Bottle) at your event.

### Unlimited Quantity of Alcohol

Do not sell, offer to sell, or advertise the sale of unlimited quantity of alcoholic beverages at a specific price.

### Hours of Operation

Weekdays and Saturdays - Beer, wine, and spirits may be sold from 7:00 a.m. to 2:00 a.m. of the next day, provided that the sale of spirits is legal in the governmental unit where the license is desired.

Sundays - Legal hours of sale on Sundays are from 7:00 a.m. until 2:00 a.m. of the next day provided the sale of alcoholic beverages on Sunday is legal in the governmental unit and the appropriate form and fees are paid.

### Food Operation

Organizations that contract with other persons to operate a food business on the special licensed premises must provide a copy of the Concession/License Agreement for review and approval pursuant to R436.1433.

### Compliance with Liquor Control Code and Administrative Rules

Organizations receiving a Special License must comply with the laws of the State of Michigan and the rules of the MLCC regarding the sale, furnishing and consumption of alcoholic beverages. Organizations receiving a Special License are responsible for ensuring that all those who will be selling and serving alcoholic beverages are familiar with and will follow the state's liquor laws and rules of the Commission.

An applicant receiving a Special License shall comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules and ordinances as determined by the state and local law enforcement officials who have jurisdiction over the license, pursuant to R436.1003.



Michigan Department of Licensing and Regulatory Affairs  
 Liquor Control Commission (MLCC)  
 7150 Harris Drive, P.O. Box 30005 - Lansing, Michigan 48909-7505  
 Toll Free (866) 813-0011 • www.michigan.gov/lcc  
 Fax (517) 322-4955

**Part I**

**Application for Special License for Sale of Beer and Wine Only or Beer, Wine and Spirits for Consumption on the Premises**

1. Application for:  Wine Auction  Beer & Wine Only  Beer, Wine & Spirits
2. Has your organization received a license before?  Yes  No
3. Is your organization a non-profit entity?  Yes, in existence since (mm/dd/yy) June 7, 2004  No - You do not qualify

**4. Applicant Information - Contact must be at least 21 years of age to sign and receive a license.**

Name of applicant organization: Downtown Ludington Board

Address of applicant organization: 400 S Harrison Street

Contact name and phone number: Heather Venzke 231-845-6237

E-mail address and fax for contact: hvenzke@ci.ludington.mi.us 231-845-1146

Date of meeting of the membership or board of directors which passed the resolution allowing the application for a special license to the MLCC: 9/10/2012

*\*Your application for a Special License will not be considered if a copy of your resolution, or minutes from your meeting is not attached to this application.*

**\*\*Name and Address of where you would like the license sent (if different from above):**

\_\_\_\_\_

**5. Event Information:**

Event date(s) and the hours of operation for each: October 6, 2011

Type of Event: Oktoberfest

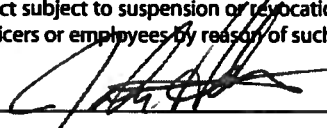
Location Name: North James Street Plaza

Address of event: N James Street

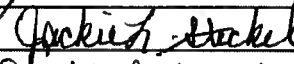
This location is in the (city, incorporated village or township) of: City of Ludington County of: Mason


Will this event be held outdoors?  Yes  No *\*If yes, enclose a diagram that contains the dimensions of the area and how it will be contained, secured and maintained to prevent sales to minor and sales to visibly intoxicated persons.*

All applicants - We certify that all profits derived from the sale of beer, wine and/or spirits will go to the organization and not to any individual. We further certify that the statements made are true. We further agree to abide by all provisions of the Liquor Control Code and Administrative Rules; that any license issued by the Commission is a contract subject to suspension or revocation by the MLCC, that there shall be no liability on the part of the State of Michigan, the MLCC, or any of its officers or employees by reason of such suspension or revocation, and that the granting of the license does not create a vested right.


President (Print and sign name) John Henderson 

Home address and daytime phone 912 Seminole Drive Ludington, MI 49431

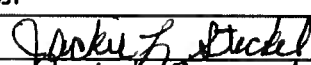
Witness (Print and sign name) Jackie L. Steckel 


Notary name, signature and date Jackie L. Steckel  8-23-12

Notary public, State of Michigan, County of Mason My commission expires 07-09-13 Acting in the County of Mason

Secretary (Print and sign name) Les Johnson 

Home address and daytime phone 108 W Melendy Street Ludington, MI 49431

Witness (Print and sign name) Jackie L. Steckel 

Notary name, signature and date Jackie L. Steckel  8-23-12

Notary public, State of Michigan, County of Mason My commission expires 07-09-13 Acting in the County of Mason

**6. Church or School Approval:**

Is the proposed location within 500 feet of a church or school?  Yes  No \*If yes - the church or school officials must approve the application by completing the information contained in this section.

I, the authorized representative of the named church and/or school, state that we have no objection to the issuance of a special license to the applicant organization, at the location entered on the resolution.

Name of church and/or school: Community Church of Ludington

Name of clergyman or superintendent: Ed Hallin

Address of church and/or school: 109 N Harrison Street Ludington, MI 49431

Phone number and e-mail address: 1231-843-9275

X *Ed Hallin*

Signature and date of the authorized church clergyman and/or school superintendent: (Attach additional sheets if necessary)

**7. Military Installation:**

Is the proposed location at a military installation or a facility operated by the military?  Yes  No

If you answered "yes," you must also complete and submit the local government resolution in Part IV of this application package.

Military Agreement Number: \_\_\_\_\_

We understand the granting of this license and operation under such license are subject to all regulations of the Department of Military Affairs, the provisions of the Liquor Control Code and MLCC Administrative Rules

**8. Sunday Sales:**

Will this event be held on a Sunday?  Yes  No

If you answered "yes," section 1113, being MCL 436.2113(2), requires that proceeds received from the sale of food and other goods and services will exceed 50% of the total gross receipts on your event date.

Will your event commence prior to noon?  Yes  No if yes, verify that your local unit of government allows early morning sales of alcohol

Will your event include the sale of spirits?  Yes  No if yes, verify that your local unit of government allows sales of spirits on Sundays

**9. Police Approval - The agency with primary jurisdiction in the local governmental unit where the event is held must complete this section:**

Approval is required of the chief of police or sheriff who has primary jurisdiction where the proposed special license is to be located. Provide a copy of your diagram to the police agency that has jurisdiction over the event.

Is the organization requesting a Sunday Sales Permit to be utilized in conjunction with this event?  Yes  No

Are there any county or local governmental prohibitions against the sale of beer wine and/or spirits for consumption on Sundays?  Yes  No

Is the proposed location within 500 feet of a church or school?  Yes  No \*Please enter the name and address of the church and/or school

Name of church and/or school: Community Church of Ludington

Name of clergyman or superintendent: Ed Hallin

Address of church and/or school: 109 N Harrison Street

Phone number and e-mail address: 1231-843-9275

Attach additional sheets if necessary if there are multiple churches and/or schools located within 500 feet.

I certify that I have investigated the application of this organization for a Special License for the sale of beer and wine or beer, wine and spirits for consumption on the premises and approve the issuance of a license by the Michigan Liquor Control Commission.

Name of law enforcement agency: Ludington Police Department

Name and title of approving officer (please print): Chief Mark Barnett

Signature and date of approving officer: *Mark Barnett* 8-27-2012

Phone number and e-mail of approving officer: 231-845-3425 mbarnett201@cl.ludington.mi.us



Michigan Department of Licensing and Regulatory Affairs  
 Liquor Control Commission (MLCC)  
 7150 Harris Drive, P.O. Box 30005 - Lansing, Michigan 48909-7505  
 (517) 322-1326 - toll free (866) 813-0011 - www.michigan.gov/lcc

**Certified Resolution of the Membership or Board of Directors Authorizing the Application for Special License**  
 (Authorized by R436.576)

At a regular meeting of the Downtown Ludington Board  
(regular or special) (membership or board of directors)  
 called to order by John Henderson on September 10, 2012 at 11:00am  
(date) (time)  
 the following resolution was offered.  
 Moved by \_\_\_\_\_ and supported by \_\_\_\_\_  
 that the application from Downtown Ludington Board  
(name of organization)  
 for a special license to serve alcohol on October 6, 2012  
(event date(s))  
 to be located at North James Street Plaza  
 be considered for Approval  
(approval or disapproval)

**Approval**

Yeas: \_\_\_\_\_  
 Nays: \_\_\_\_\_  
 Absent: \_\_\_\_\_

**Disapproval**

Yeas: \_\_\_\_\_  
 Nays: \_\_\_\_\_  
 Absent: \_\_\_\_\_

It is the consensus of this body that the application be recommended for issuance.  
(recommended or not recommended)

I hereby certify that the foregoing is true and is a complete copy of a resolution offered and adopted by the Downtown Ludington  
 at a regular meeting held on the September 10, 2012.  
(regular or special) (date)

Name and title of authorized officer (please print): John Henderson  
 Signature and date of authorized officer: \_\_\_\_\_  
 Phone number and e-mail of authorized officer: 231-845-4247 jhenderson@ci.ludington.mi.us



Michigan Department of Licensing and Regulatory Affairs  
 Liquor Control Commission (MLCC)  
 7150 Harris Drive, P.O. Box 30005 - Lansing, Michigan 48909-7505  
 (517) 322-1400 toll free (866) 813-0011 www.michigan.gov/lcc

Business ID: \_\_\_\_\_

Request ID: \_\_\_\_\_

**CREDIT CARD AUTHORIZATION FORM**

Fax completed form to secured number: 517-322-5237

Name \_\_\_\_\_  
 Address \_\_\_\_\_  
 City \_\_\_\_\_  
 State \_\_\_\_\_  
 Zip \_\_\_\_\_  
 Payment is for: \_\_\_\_\_  
 Phone \_\_\_\_\_

Transaction Amount: \_\_\_\_\_

Card Number: \_\_\_\_\_

Check one:  MasterCard  VISA

Expiration Date: \_\_\_\_\_

Signature \_\_\_\_\_

Notice: This form may be used for payment of goods and services offered by the Michigan Liquor Control Commission, with the exception of the purchase of alcoholic beverages.

LARA is an equal opportunity employer/program.  
 Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.





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**Notice to Special Licensees**  
(Authorized by Act 58, P.A. of 1998)

Like any other licensee of the MLCC, Special Licensees are responsible for following the Liquor Control Code and the MLCC Administrative Rules. Organizations any persons who are running the events should take time to familiarize themselves with the rules that govern the sale of alcoholic beverages. Failure to comply may lead to steep fines and penalties as well as causing dangerous situations to develop.

The following is a synopsis of some important laws and rules. The list is not all inclusive but it will assist you in maintaining a legal and successful operation at your event. Do not take a chance on violating the law or rules. If in doubt about the legality of any activity or function for your event, call your local police department or the closest Liquor Control District Enforcement office (located in Southfield, Lansing, Grand Rapids and Escanaba).

Questions can also be answered at the MLCC Special License unit at (517) 322-1326. You may purchase a copy of the Liquor Control Code and MLCC Administrative Rules by submitting to the address printed above, a check or money order for \$15.00 made payable to the State of Michigan/MLCC. The Code and Rules are also available for download from the MLCC web site at [www.michigan.gov/lcc](http://www.michigan.gov/lcc).

**Purchases**

All your alcoholic beverages must be purchased from an MLCC licensee. Do NOT permit BYOB (bring your own bottle) at your event. Do not sell, offer to sell or advertise an unlimited quantity of alcoholic beverages for a single price.

**Profits**

Do not permit any person, organization or business entity, other than the licensee, to receive any profit or loss from the sale of alcoholic beverages.

**Gambling/Contests**

Do not allow gambling other than that which is legal under the state lottery laws. You must obtain a license for legalized gambling from the State Lottery Commission. Ensure that any contests are of a legal nature, and they do not violate any state laws.

**Minors**

Do not allow anyone who is less than 21 years old to purchase or consume alcoholic beverages. Ask for identification and examine it closely. Employment of a minor under the age of 18 must be in accordance with the Youth Employments Standards Act of June 1, 1978, being MCL436.1707.

**Intoxication**

Always watch for signs of intoxication and limit sales. Do not allow anyone who is intoxicated to purchase or consume alcoholic beverages, or to loiter or congregate on the licensed premises.

**Legal Hours**

Do not sell alcohol other than beer or wine, on Sundays, unless you have been licensed by the Commission to do so. Do not sell any alcohol between 2:00 a.m. and 7:00 a.m. weekdays and 2:00 a.m. and 7:00 a.m. on Sundays. Do not allow consumption of alcohol between 2:30 a.m. and 7:00 a.m. on weekdays and 2:30 a.m. and 7:00 a.m. on Sundays. Do not sell alcoholic beverages between 11:59 p.m. on December 24 and 12:00 Noon on December 25.

**Licensed Premises**

It is your responsibility to control and properly police the area where the alcoholic beverages are being sold and consumed. Do not permit persons to carry their alcoholic beverages outside the area approved for consumption. If your event is near a residential area, make sure your guests do not disturb or intrude on your neighbor's property.

**Other Rules**

It is your responsibility to comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules and ordinances as determined by the state and local law enforcement officials who have jurisdiction over the licensee, pursuant to MAC 436.1003.

**Cooperation**

It is your responsibility to cooperate with all law enforcement officers. Do not allow within or upon the licensed premises any illegal occupation or illegal act.

**Remember:**

- All codes and rules which apply to a regular licensee of the commission who sells alcoholic beverages for consumption on the premise also apply to a special one-day licensee.
- Violations of any of the Codes and MLCC Administrative Rules, or any other regulations governing the sale of alcoholic beverages for consumption on the premises or the provisions of the liquor control code may result in a stop being placed against your organization for issuance of any additional special licenses.

**PLEASE KEEP THIS NOTICE AND POST IT WITH YOUR LICENSE ON THE PREMISES DURING THE HOURS OF OPERATION**

INTERNAL REVENUE SERVICE  
P. O. BOX 2508  
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date:

JUN 07 2004  
DOWNTOWN LUDINGTON BOARD  
C/O MARY BEUTELL  
400 S HARRISON ST  
LUDINGTON, MI 49431

Employer Identification Number:  
20-0933961  
DLN:  
17053134003024  
Contact Person:  
KENNETH W SCHMITT ID# 31226  
Contact Telephone Number:  
(877) 829-5500  
Accounting Period Ending:  
December 31  
Foundation Status Classification:  
509(a)(1)  
Advance Ruling Period Begins:  
April 15, 2004  
Advance Ruling Period Ends:  
December 31, 2008  
Addendum Applies:  
No

Dear Applicant:

Based on information you supplied, and assuming your operations will be as stated in your application for recognition of exemption, we have determined you are exempt from federal income tax under section 501(a) of the Internal Revenue Code as an organization described in section 501(c)(3).

Because you are a newly created organization, we are not now making a final determination of your foundation status under section 509(a) of the Code. However, we have determined that you can reasonably expect to be a publicly supported organization described in sections 509(a)(1) and 170(b)(1)(A)(vi).

Accordingly, during an advance ruling period you will be treated as a publicly supported organization, and not as a private foundation. This advance ruling period begins and ends on the dates shown above.

Within 90 days after the end of your advance ruling period, you must send us the information needed to determine whether you have met the requirements of the applicable support test during the advance ruling period. If you establish that you have been a publicly supported organization, we will classify you as a section 509(a)(1) or 509(a)(2) organization as long as you continue to meet the requirements of the applicable support test. If you do not meet the public support requirements during the advance ruling period, we will classify you as a private foundation for future periods. Also, if we classify you as a private foundation, we will treat you as a private foundation from your beginning date for purposes of section 507(d) and 4940.

Grantors and contributors may rely on our determination that you are not a private foundation until 90 days after the end of your advance ruling period. If you send us the required information within the 90 days, grantors and contributors may continue to rely on the advance determination until we make

Letter 1045 (DO/CG)

DOWNTOWN LUDINGTON BOARD

a final determination of your foundation status.

If we publish a notice in the Internal Revenue Bulletin stating that we will no longer treat you as a publicly supported organization, grantors and contributors may not rely on this determination after the date we publish the notice. In addition, if you lose your status as a publicly supported organization, and a grantor or contributor was responsible for, or was aware of, the act or failure to act, that resulted in your loss of such status, that person may not rely on this determination from the date of the act or failure to act. Also, if a grantor or contributor learned that we had given notice that you would be removed from classification as a publicly supported organization, then that person may not rely on this determination as of the date he or she acquired such knowledge.

If you change your sources of support, your purposes, character, or method of operation, please let us know so we can consider the effect of the change on your exempt status and foundation status. If you amend your organizational document or bylaws, please send us a copy of the amended document or bylaws. Also, let us know all changes in your name or address.

As of January 1, 1984, you are liable for social security taxes under the Federal Insurance Contributions Act on amounts of \$100 or more you pay to each of your employees during a calendar year. You are not liable for the tax imposed under the Federal Unemployment Tax Act (FUTA).

Organizations that are not private foundations are not subject to the private foundation excise taxes under Chapter 42 of the Internal Revenue Code. However, you are not automatically exempt from other federal excise taxes. If you have any questions about excise, employment, or other federal taxes, please let us know.

Donors may deduct contributions to you as provided in section 170 of the Internal Revenue Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

Donors may deduct contributions to you only to the extent that their contributions are gifts, with no consideration received. Ticket purchases and similar payments in conjunction with fundraising events may not necessarily qualify as deductible contributions, depending on the circumstances. Revenue Ruling 67-246, published in Cumulative Bulletin 1967-2, on page 104, gives guidelines regarding when taxpayers may deduct payments for admission to, or other participation in, fundraising activities for charity.

You are not required to file Form 990, Return of Organization Exempt From Income Tax, if your gross receipts each year are normally \$25,000 or less. If you receive a Form 990 package in the mail, simply attach the label provided, check the box in the heading to indicate that your annual gross receipts are normally \$25,000 or less, and sign the return. Because you will be treated as a public charity for return filing purposes during your entire advance ruling period, you should file Form 990 for each year in your advance ruling period

DOWNTOWN LUDINGTON BOARD

that you exceed the \$25,000 filing threshold even if your sources of support do not satisfy the public support test specified in the heading of this letter.

If a return is required, it must be filed by the 15th day of the fifth month after the end of your annual accounting period. A penalty of \$20 a day is charged when a return is filed late, unless there is reasonable cause for the delay. However, the maximum penalty charged cannot exceed \$10,000 or 5 percent of your gross receipts for the year, whichever is less. For organizations with gross receipts exceeding \$1,000,000 in any year, the penalty is \$100 per day per return, unless there is reasonable cause for the delay. The maximum penalty for an organization with gross receipts exceeding \$1,000,000 shall not exceed \$50,000. This penalty may also be charged if a return is not complete. So, please be sure your return is complete before you file it.

You are not required to file federal income tax returns unless you are subject to the tax on unrelated business income under section 511 of the Code. If you are subject to this tax, you must file an income tax return on Form 990-T, Exempt Organization Business Income Tax Return. In this letter we are not determining whether any of your present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

You are required to make your annual information return, Form 990 or Form 990-EZ, available for public inspection for three years after the later of the due date of the return or the date the return is filed. You are also required to make available for public inspection your exemption application, any supporting documents, and your exemption letter. Copies of these documents are also required to be provided to any individual upon written or in person request without charge other than reasonable fees for copying and postage. You may fulfill this requirement by placing these documents on the Internet. Penalties may be imposed for failure to comply with these requirements. Additional information is available in Publication 557, Tax-Exempt Status for Your Organization, or you may call our toll free number shown above.

You need an employer identification number even if you have no employees. If an employer identification number was not entered on your application, we will assign a number to you and advise you of it. Please use that number on all returns you file and in all correspondence with the Internal Revenue Service.

This ruling is based on the understanding that the majority of your Board of Directors will be non-salaried and will not be related to salaried personnel or to parties providing services. It is also based on the understanding that salaried individuals cannot vote on their own compensation and that compensation decisions will be made by the board.

This determination is based on evidence that your funds are dedicated to the purposes listed in section 501(c)(3) of the Code. To assure your continued exemption, you should keep records to show that funds are spent only for those purposes. If you distribute funds to other organizations, your records should

DOWNTOWN LUDINGTON BOARD

show whether they are exempt under section 501(c)(3). In cases where the recipient organization is not exempt under section 501(c)(3), you must have evidence that the funds will remain dedicated to the required purposes and that the recipient will use the funds for those purposes.

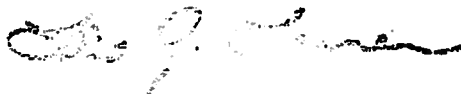
If you distribute funds to individuals, you should keep case histories showing the recipients' names, addresses, purposes of awards, manner of selection, and relationship (if any) to members, officers, trustees or donors of funds to you, so that you can substantiate upon request by the Internal Revenue Service any and all distributions you made to individuals. (Revenue Ruling 56-304, C.B. 1956-2, page 306.)

If we said in the heading of this letter that an addendum applies, the addendum enclosed is an integral part of this letter.

Because this letter could help us resolve any questions about your exempt status and foundation status, you should keep it in your permanent records.

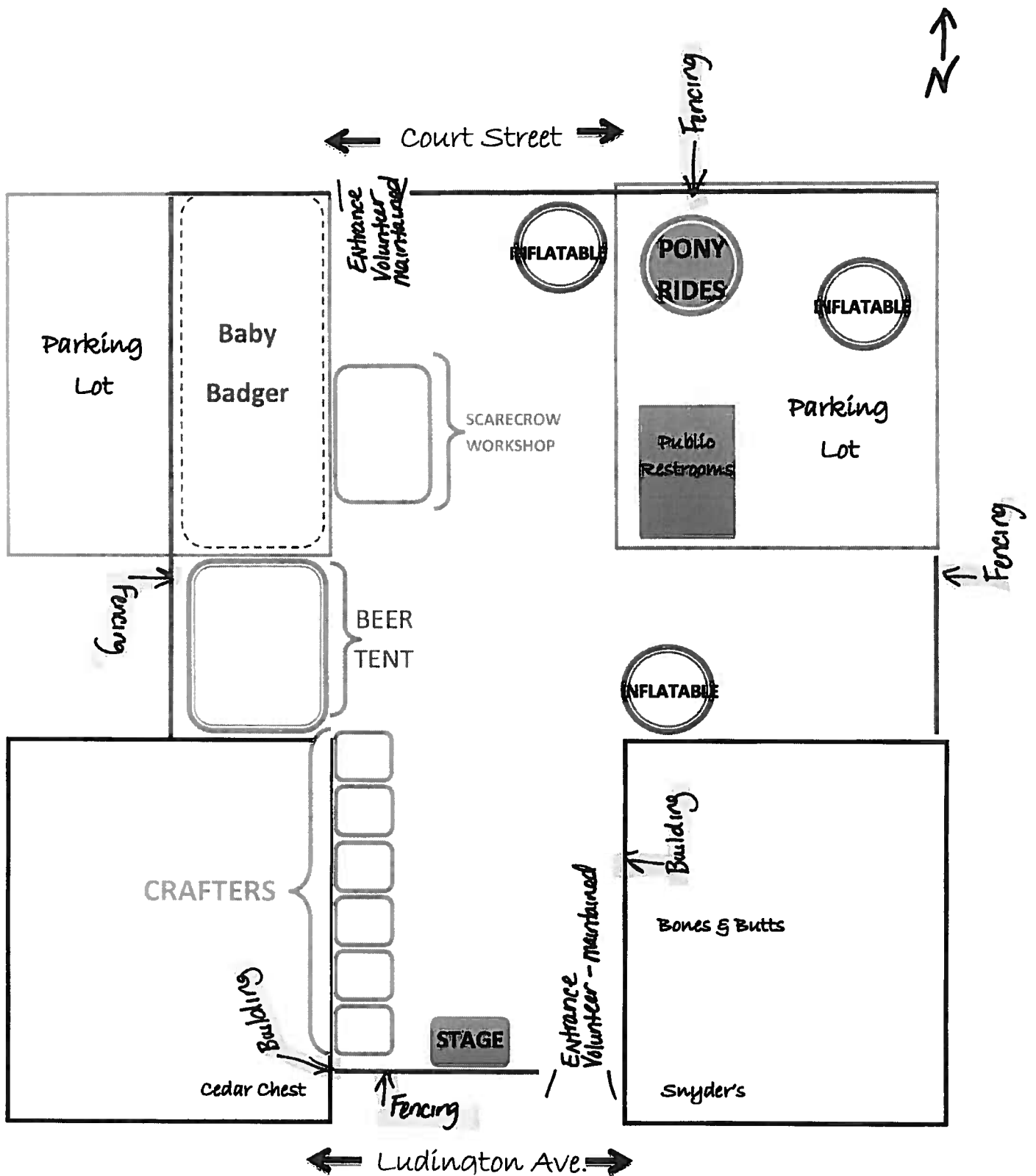
If you have any questions, please contact the person whose name and telephone number are shown in the heading of this letter.

Sincerely yours,



Lois G. Lerner  
Director, Exempt Organizations  
Rulings and Agreements

Enclosure(s):  
Form 872-C



- Notes:**
- Event Time: 12pm-6pm
  - Entire Area will be double fenced
  - 21+ will receive wristband if wishing to drink alcohol
  - Beer Tent will remain open until 7pm for the first hour of the pub crawl.

- Entertainment:**
- Music inside the Beer Tent
  - Live Music on the Stage
    - 1-3PM
    - 4-6PM
  - In between live entertainment, music will stream over the main system



Michigan Department of Licensing and Regulatory Affairs  
 Michigan Liquor Control Commission (MLCC)  
 7150 Harris Drive, P.O. Box 30005 - Lansing, Michigan 48909-7505  
 (517) 322-1326 toll free (866) 813-0011 www.michigan.gov/lcc

**PART II**

**Bond of Special License for Sale of  
 Beer, Wine and Spirits for Consumption on the Premises**  
 (Authorized by MCL 436.1801(1)(b))

**\*\*NOTICE:** Bonding Company must attach power of attorney to this form Bond No. 61440030

**Applicant Information:**

Name of Organization

Downtown Ludington Board

Location name and address where event is to be held

North James St Plaza

N James Street

City Ludington Township \_\_\_\_\_ County Mason

Know all men by these presents, that the above applicant, as principal,

and WESTERN SURETY COMPANY

of 101 S. Reid St., Ste. 300 street, city of Sioux Falls State of South Dakota

have been authorized to do business in the State of Michigan, as surety, are held and firmly bound unto the People of the State of Michigan in the sum of One Thousand (\$1,000.00) dollars, to the payment whereof, well and truly to be made we bind ourselves, our heirs, executors, administrators, successors and assigns, firmly by these presents.

Sealed with our seals and dated this 14th day of August, 2012 A.D.

Now therefore the condition of this obligation is such that if the principal shall well and truly keep and perform all and singular the terms and conditions of this contract of license and/or permit and permits, and any modifications thereof, together with all and singular the obligations imposed by the Michigan Liquor Control Code of 1998, as amended, and will comply with all the rules and regulations promulgated by the Liquor Control Commission, and will pay all fines, costs and/or penalties that may be imposed upon him for violations of this Act and/or for violations of the rules and regulations promulgated by the Liquor Control Commission, and

Conditioned further, that if the said principal will not directly or indirectly, by the principal, clerk, agent or servant of the principal at any time, sell, furnish, give or deliver any alcoholic liquor to a minor, nor to any adult person who is at the time visibly intoxicated, and that if the said principal will pay all actual damages that may be adjudged to any person or persons for injuries inflicted upon such person or persons either in person or in property of means of support or likewise, by reason of the said principal, selling, furnishing, giving or delivering any such alcoholic liquor, then this obligation shall be void; otherwise to remain in full force and effect.

And the principal for themselves, their heirs, executors, administrators, successors or assigns do further covenant and agree with the State of Michigan as follows:

1. That this bond shall remain in full force and effect for a period commencing at 7:00 a.m. on October 6th, 2012 (date), if accepted by the Michigan Liquor Control Commission, and shall remain in full force and effect until 60 days after the date of receipt by the Michigan Liquor Control Commission at the expiration of the license, at which time it shall terminate as to all acts on the part of the principal subsequent to said date, excepting as may be set forth in this bond, or otherwise limited by law and the rules and regulations of the said Liquor Control Commission. If the effective date of the bond as provided in this case of execution shall be effective date of the bond.

2. That all rights and liabilities under this bond shall be governed, controlled and fixed by the terms thereof, and by the law and the regulations made pursuant thereto as the same now exists or may hereafter be modified, amended or supplemented.

Witness our hands and seals this 14th day of August, 2012 A.D.

Signature of Officer of Special License Applicant [Signature]

Printed (or typed) name of officer and title John Henderson President

Attorney-in-fact (print or type name) Paul T. Brufat, Vice President

Attorney-in-fact Signature [Signature]

Name of Surety Company: WESTERN SURETY COMPANY

Address and phone of Surety Company: P.O. Box 5077  
Sioux Falls, SD 57117-5077 (605)336-0850

# Western Surety Company

## POWER OF ATTORNEY

### KNOW ALL MEN BY THESE PRESENTS:

That WESTERN SURETY COMPANY, a corporation organized and existing under the laws of the State of South Dakota, and authorized and licensed to do business in the States of Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming, and the United States of America, does hereby make, constitute and appoint

Paul T. Bruflat of Sioux Falls,  
State of South Dakota, its regularly elected Vice President,  
as Attorney-in-Fact, with full power and authority hereby conferred upon him to sign, execute, acknowledge and deliver for and on its behalf as Surety and as its act and deed, the following bond:

One One Day Liquor

bond with bond number 61440030

for Downtown Ludington Board

as Principal in the penalty amount not to exceed: \$ 1,000.00

Western Surety Company further certifies that the following is a true and exact copy of Section 7 of the by-laws of Western Surety Company duly adopted and now in force, to-wit:

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys-in-Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

In Witness Whereof, the said WESTERN SURETY COMPANY has caused these presents to be executed by its Vice President with the corporate seal affixed this 14th day of August, 2012.

ATTEST

L. Nelson  
L. Nelson, Assistant Secretary

WESTERN SURETY COMPANY

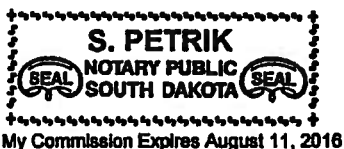
By Paul T. Bruflat  
Paul T. Bruflat, Vice President

STATE OF SOUTH DAKOTA }  
COUNTY OF MINNEHAHA } ss



On this 14th day of August, 2012, before me, a Notary Public, personally appeared Paul T. Bruflat and L. Nelson

who, being by me duly sworn, acknowledged that they signed the above Power of Attorney as Vice President and Assistant Secretary, respectively, of the said WESTERN SURETY COMPANY, and acknowledged said instrument to be the voluntary act and deed of said Corporation.



S. Petrik  
Notary Public





**DOWNTOWN LUDINGTON BOARD  
A RESOLUTION TO MAKE APPLICATION FOR AN MLCC SPECIAL LICENSE  
FOR NEW YEAR'S EVE**

**WHEREAS, the Ludington Downtown Board is proposing "Light Up The Lake, New Year's Eve Ball Drop" event in downtown Ludington to promote the downtown by providing a New Years Eve Celebration and Ball Drop; and**

**WHEREAS, the proposed location for the festival is N James Street Plaza and that portion of the alley running through the N James Street Plaza area which will be closed to traffic; and**

**WHEREAS, the event will include a ball drop at midnight on Ludington Avenue, facilitated by the Ludington Police Department, an entertainment tent in the North James Street Plaza, and beer tent.**

**WHEREAS, the Downtown Ludington Board has receive permission from the Community Church and The Ludington Police Chief for the application for a special liquor license for this event and has taken measure to secure a separate insurance policy for this event.**

**THEREFORE, BE IT RESOLVED, that the Ludington City Council approved the Downtown Ludington Board to make application to the MLCC Special License for the sale of either Beer and Wine or Beer, Wine and Spirits for the consumption on the premises to be in effect on December 31 and January 1, 2012 in the North James Street Plaza.**



Michigan Department of Licensing and Regulatory Affairs  
 Michigan Liquor Control Commission (MLCC)  
 7150 Harris Drive, P.O. Box 30005 - Lansing, Michigan 48909-7505  
 (517) 322-1326 toll free (866) 813-0011 www.michigan.gov/lcc

**Requirements Checklist**

**Special License for Consumption on the Premises  
 (issued under R436.575)**

The following checklist is intended to assist you in completing your Application for Special License. Make sure you read the entire application carefully prior to submitting your request to the Commission for consideration.

**Reminder:** Failure to submit your application and fees a minimum of 10 days prior to your event may result in no license being issued.

**Payment for license(s)** - See page 1 of Instructions for Special Licenses for fee information.

**Part I of Special License Application (Pages 4 & 5):**

**Detailed Diagram** - Submit if event is taking place outside.  
 Diagram must contain the dimensions and how the area will be contained, secured and monitored to prevent sales to minors and sales to visibly intoxicated persons.

**Church or School Approval**  
 Is there a church or school located within 500 feet of the scheduled event?  
 Yes  No If you marked "yes" the clergyman from the church and/or the school superintendent must complete and execute Section 6 of the application. The local police department will also be required to note the location of the church or school in their approval in Section 9.

**Make sure both of the officer's signatures are witnessed and notarized at the bottom of the application.**

**Organization Board Resolution (Page 6):**

Certified copy of the resolution of the membership or board of directors authorizing the application must accompany the application to the Commission, pursuant to R436.576. (Or a certified copy of the organizations minutes will be accepted)

**Part II of Special License Application - Bond (Page 7):**

**Verify information is correct on bond:**

1. Complete name of organization must be stated.
2. Address of event must be concise; include the city/township/village name of where the event is to be held.
3. Verify that the effective date is the date that the event is to be held.
4. Make sure the bond includes both the signature of the officer of applying organization and the insurance agent. Also verify that the power of attorney is attached.

*\*Note: No bond is required for church or school entities*

**Extras:**

- If the event is being held on Sunday please complete question 8 on the Application for Special License (page 5)
- If the event will take place at a military installation or facility operated by the military, complete Part III on page 8.
- Street Closure Approval - If event is located on city/village street.
- Escrow letter - If the event is taking place at a location where there is a liquor license currently issued.
- Concession Agreement - Required if organization is contracting with person(s) to operate food business within the event area.
- Non-Profit Papers - Must be submitted by any applicant who has not previously provided them to this office.



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Liquor Control Commission (MLCC)  
7150 Harris Drive, P.O. Box 30005 - Lansing, Michigan 48909-7505  
(517) 322-1326 - toll free (866) 813-0011 - www.michigan.gov/lcc

**Instructions for Special License  
for Sale of Beer and Wine Only and/or Beer, Wine and Spirits  
for Consumption on the Premises**

\*\*\*Application must be submitted to this office not less than 10 days before the date the license is desired. Failure to submit your application a minimum of 10 days prior to your event may result in no license being issued, pursuant to R 436.575.

**General Instructions:** These instructions apply to Parts I and II of the Application for Special License, and Part III (when required). Each part of the Application for Special License also has more specific instructions which must be followed.

**Organization Board Resolution** - A certified copy of the resolution of the membership or board of directors authorizing the application must accompany the application to the Commission, pursuant to R436.576. (A certified copy of your organization's minutes may also be submitted)

**The Licensing Process**

To ensure timely processing, your complete application must be received 10 days before the date the license is desired. Failure to submit all of the necessary information and fees will delay the processing of your application.

**Qualifying Organizations**

A special license is issued only to non-profit organizations. If your organization has not previously provided proof of your non-profit status (i.e. Charter, Bylaws, Articles of Incorporation, IRS tax exempt verification, etc.), you must submit proof with this application. No organization, including its auxiliaries, may receive more than 12 Special Licenses during a calendar year. Applicants for a Special License must be at least 21 years of age.

**License Period**

A Special License is good for one day and contains the time period for which it is granted. One (1) Application and one (1) Bond are acceptable for consecutive days of an event at the same location. However, a separate license fee is required for each day of the event.

**Location; Restrictions; Diagram Required; Enclosures**

**Church or School**

No Special License may be issued on the premise of, or within 500 feet of a church or school without the applicant obtaining approval from the authorized representative of the church or school. (Part I, Section 6 of the application contains the approval space)

**Military Installation**

No Special License may be issued for locations on a military installation without the approval of the Armory Board of Control and the legislative body of the local governmental unit. Applicants who secure this approval must also agree to comply with all rules and regulations of the Department of Military Affairs, in addition to those of the MLCC.

**Diagram Required**

Applicants must provide a detailed diagram of the area to be licensed to both the MLCC and to the local law enforcement office (whose approval must be obtained in Part I, Section 9 of the Application for Special License). The diagram must show a clearly marked area for sales and consumption of alcoholic beverages. If the area is a park, mall, fairground, church grounds, arena, campus, parking lot, vacant lot, etc., have your diagram show the actual dimensions and indicate how you plan to prevent sales to minors and sales to visibly intoxicated persons.

**Licensed Location**

If the location where you are requesting a Special License is currently licensed, please submit a letter from the licensee stating the license will be placed in escrow on (event date) while the Special License is in effect (due to the fact that the two licenses cannot be in operation simultaneously) OR a diagram showing the area where the license will temporarily drop space in a portion of the building on (event date) for the Special License organization, and a letter from the licensee requesting the drop space.

**License Fees**

**For Organizations established less than one year:** \$50.00 for each separate, consecutive day of the event. If the event is held on a Sunday, an additional \$7.50 Sunday Sales fee may be required.

**For Organizations established one year or more:** \$25.00 for each separate, consecutive day of the event. If the event is held on a Sunday, an additional \$3.75 Sunday Sales fee may be required.

**The fees must be paid by check, bank/postal money order (made payable to the "State of Michigan/MLCC" or by credit card, using the attached Credit Card Authorization Form LCC-3065.**

## Application Requirements

### (Part I)

This form is required for a Special License. The application must be signed by the President and Secretary of the organization, witnessed and notarized. The local police or sheriff (who has primary jurisdiction) must approve the Application for Special License before it is sent to the Commission for consideration. Please allow sufficient time for consideration of the application by the local law enforcement agency.

### Enclosures

Diagram - The MLCC must receive a diagram (described on the preceding page) with the application before it will be considered for approval.

### Sunday Sales

If the event is to be held on a Sunday and spirits are to be sold (or sales will commence prior to noon), you will need to verify that there are no local prohibitions; if there are, the permit will not be granted.

### Bond (Part II)

A 60-day acceptable bond is required with each application. This bond section is to be completed by a bonding/insurance company. Attach the original bond (with Power of Attorney form) to Part I of the application. The bonding company and applicant should both keep a copy. (The president or Secretary of the organization must also sign this bond)

### Local Legislative Body Approval (Part III)

If the event is to be held on a military installation, the legislative body of the governmental unit wherein the installation is located must also approve the application. Part IV of this application package must be completed and signed by the clerk.

### Disbursements of Profits

Only a nonprofit organization may apply for a Special License. All profits derived from the sale of alcoholic beverages must go to the organization itself and not to any individual, pursuant to R436.574.

If you are holding a fund-raiser for another organization, then a letter from that organization must be submitted with this application indicating that it will receive the proceeds. Within 15 days following the event, your organization must file with the Commission, an accounting statement showing receipts and other disbursements in connection with the event.

### Buying Alcoholic Beverages for Resale

All distilled spirits (whiskey, gin, vodka, etc.) must be purchased from a State of Michigan SDD licensee at the established retail price (no discounts).

Beer and wine must be purchased from either a State of Michigan SDM retail licensee or a licensed wholesaler.

### B.Y.O.B.

Do not allow B.Y.O.B. (Bring Your Own Bottle) at your event.

### Unlimited Quantity of Alcohol

Do not sell, offer to sell, or advertise the sale of unlimited quantity of alcoholic beverages at a specific price.

### Hours of Operation

Weekdays and Saturdays - Beer, wine, and spirits may be sold from 7:00 a.m. to 2:00 a.m. of the next day, provided that the sale of spirits is legal in the governmental unit where the license is desired.

Sundays - Legal hours of sale on Sundays are from 7:00 a.m. until 2:00 a.m. of the next day provided the sale of alcoholic beverages on Sunday is legal in the governmental unit and the appropriate form and fees are paid.

### Food Operation

Organizations that contract with other persons to operate a food business on the special licensed premises must provide a copy of the Concession/License Agreement for review and approval pursuant to R436.1433.

### Compliance with Liquor Control Code and Administrative Rules

Organizations receiving a Special License must comply with the laws of the State of Michigan and the rules of the MLCC regarding the sale, furnishing and consumption of alcoholic beverages. Organizations receiving a Special License are responsible for ensuring that all those who will be selling and serving alcoholic beverages are familiar with and will follow the state's liquor laws and rules of the Commission.

An applicant receiving a Special License shall comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules and ordinances as determined by the state and local law enforcement officials who have jurisdiction over the license, pursuant to R436.1003.



Michigan Department of Licensing and Regulatory Affairs  
 Liquor Control Commission (MLCC)  
 7150 Harris Drive, P.O. Box 30005 - Lansing, Michigan 48909-7505  
 Toll Free (866) 813-0011 • www.mlcc.com  
 Fax (517) 322-4955

**Part I**

**Application for Special License for Sale of Beer and Wine Only or Beer, Wine and Spirits for Consumption on the Premises**

1. Application for:  Wine Auction  Beer & Wine Only  Beer, Wine & Spirits
2. Has your organization received a license before?  Yes  No
3. Is your organization a non-profit entity?  Yes, in existence since (mm/dd/yy) June 7, 2004  No - You do not qualify

**4. Applicant Information - Contact must be at least 21 years of age to sign and receive a license.**

Name of applicant organization: Downtown Ludington Board

Address of applicant organization: 400 S Harrison Street

Contact name and phone number: Heather Venzke 231-845-6237

E-mail address and fax for contact: hvenzke@ci.ludington.mi.us 231-845-1146

Date of meeting of the membership or board of directors which passed the resolution allowing the application for a special license to the MLCC: 9/10/2012

*\*Your application for a Special License will not be considered if a copy of your resolution, or minutes from your meeting is not attached to this application.*

**\*\*Name and Address of where you would like the license sent (if different from above):**

\_\_\_\_\_

**5. Event Information:**

Event date(s) and the hours of operation for each: December 31, 2012

Type of Event: New Year's Eve

Location Name: North James Street Plaza

Address of event: N James Street

This location is in the (city, incorporated village or township) of: City of Ludington County of: Mason

Will this event be held outdoors?  Yes  No *\*If yes, enclose a diagram that contains the dimensions of the area and how it will be contained, secured and maintained to prevent sales to minor and sales to visibly intoxicated persons.*

All applicants - We certify that all profits derived from the sale of beer, wine and/or spirits will go to the organization and not to any individual. We further certify that the statements made are true. We further agree to abide by all provisions of the Liquor Control Code and Administrative Rules; that any license issued by the Commission is a contract subject to suspension or revocation by the MLCC, that there shall be no liability on the part of the State of Michigan, the MLCC, or any of its officers or employees by reason of such suspension or revocation, and that the granting of the license does not create a vested right.

President (Print and sign name) John Henderson

Home address and daytime phone 912 Seminole Drive Ludington, MI 49431

Witness (Print and sign name) Jackie L. Steckel

Notary name, signature and date Jackie L. Steckel 8-23-12

Notary public, State of Michigan, County of Mason My commission expires 07-09-13 Acting in the County of Mason

Secretary (Print and sign name) Les Johnson

Home address and daytime phone 108 W Melendy Street Ludington, MI 49431

Witness (Print and sign name) Jackie L. Steckel

Notary name, signature and date Jackie L. Steckel 8-23-12

Notary public, State of Michigan, County of Mason My commission expires 07-09-13 Acting in the County of Mason

**6. Church or School Approval:**

Is the proposed location within 500 feet of a church or school?  Yes  No \*If yes - the church or school officials must approve the application by completing the information contained in this section.

I, the authorized representative of the named church and/or school, state that we have no objection to the issuance of a special license to the applicant organization, at the location entered on the resolution.

Name of church and/or school: Community Church of Ludington

Name of clergyman or superintendent: Ed Hallin

Address of church and/or school: 109 N Harrison Street Ludington, MI 49431

Phone number and e-mail address: 1231-843-9275

X Ed Hallin

Signature and date of the authorized church clergyman and/or school superintendent: (Attach additional sheets if necessary)

**7. Military Installation:**

Is the proposed location at a military installation or a facility operated by the military?  Yes  No

If you answered "yes," you must also complete and submit the local government resolution in Part IV of this application package.

Military Agreement Number: \_\_\_\_\_

We understand the granting of this license and operation under such license are subject to all regulations of the Department of Military Affairs, the provisions of the Liquor Control Code and MLCC Administrative Rules

**8. Sunday Sales:**

Will this event be held on a Sunday?  Yes  No

If you answered "yes," section 1113, being MCL 436.2113(2), requires that proceeds received from the sale of food and other goods and services will exceed 50% of the total gross receipts on your event date.

Will your event commence prior to noon?  Yes  No If yes, verify that your local unit of government allows early morning sales of alcohol

Will your event include the sale of spirits?  Yes  No If yes, verify that your local unit of government allows sales of spirits on Sundays

**9. Police Approval - The agency with primary jurisdiction in the local governmental unit where the event is held must complete this section:**

Approval is required of the chief of police or sheriff who has primary jurisdiction where the proposed special license is to be located. Provide a copy of your diagram to the police agency that has jurisdiction over the event.

Is the organization requesting a Sunday Sales Permit to be utilized in conjunction with this event?  Yes  No

Are there any county or local governmental prohibitions against the sale of beer wine and/or spirits for consumption on Sundays?  Yes  No

Is the proposed location within 500 feet of a church or school?  Yes  No \*Please enter the name and address of the church and/or school

Name of church and/or school: Community Church of Ludington

Name of clergyman or superintendent: Ed Hallin

Address of church and/or school: 109 N Harrison Street

Phone number and e-mail address: 1231-843-9275

Attach additional sheets if necessary if there are multiple churches and/or schools located within 500 feet.

I certify that I have investigated the application of this organization for a Special License for the sale of beer and wine or beer, wine and spirits for consumption on the premises and approve the issuance of a license by the Michigan Liquor Control Commission.

Name of law enforcement agency: Ludington Police Department

Name and title of approving officer (please print): Chief Mark Barnett

Signature and date of approving officer: [Signature] 8-27-2012

Phone number and e-mail of approving officer: 231-845-3425 mbarnett201@ci.ludington.mi.us



Michigan Department of Licensing and Regulatory Affairs  
 Liquor Control Commission (MLCC)  
 7150 Harris Drive, P.O. Box 30005 - Lansing, Michigan 48909-7505  
 (517) 322-1326 - toll free (866) 813-0011 - www.michigan.gov/lcc

**Certified Resolution of the Membership or Board of Directors Authorizing the Application for Special License**  
 (Authorized by R436.576)

At a regular meeting of the Downtown Ludington Board  
(regular or special) (membership or board of directors)

called to order by John Henderson on September 10, 2012 at 11:00am  
(date) (time)

the following resolution was offered.

Moved by \_\_\_\_\_ and supported by \_\_\_\_\_

that the application from Downtown Ludington Board  
(name of organization)

for a special license to serve alcohol on December 31, 2012  
(event date(s))

to be located at North James Street Plaza

be considered for Approval  
(approval or disapproval)

**Approval**

Yeas: \_\_\_\_\_  
 Nays: \_\_\_\_\_  
 Absent: \_\_\_\_\_

**Disapproval**

Yeas: \_\_\_\_\_  
 Nays: \_\_\_\_\_  
 Absent: \_\_\_\_\_

It is the consensus of this body that the application be recommended for issuance.  
(recommended or not recommended)

I hereby certify that the foregoing is true and is a complete copy of a resolution offered and adopted by the Downtown Ludington  
 at a regular meeting held on the September 10, 2012.  
(regular or special) (date)

Name and title of authorized officer (please print): John Henderson  
 Signature and date of authorized officer: \_\_\_\_\_  
 Phone number and e-mail of authorized officer: 231-845-4247 jhenderson@ci.ludington.mi.us



Michigan Department of Licensing and Regulatory Affairs  
 Michigan Liquor Control Commission (MLCC)  
 7150 Harris Drive, P.O. Box 30005 - Lansing, Michigan 48909-7505  
 (517) 322-1326 toll free (866) 813-0011 www.michigan.gov/lcc

**PART II**

**Bond of Special License for Sale of  
 Beer, Wine and Spirits for Consumption on the Premises  
 (Authorized by MCL 436.1801(1)(b))**

\*\*\*NOTICE: Bonding Company must attach power of attorney to this form Bond No. 61440038

**Applicant Information:**

Name of Organization

Downtown Ludington Board  
 Location name and address where event is to be held  
North James Street Plaza  
North James Street

City Ludington Township \_\_\_\_\_ County Mason

Know all men by these presents, that the above applicant, as principal,

and WESTERN SURETY COMPANY

of 101 S. Reid St., Ste. 300 street, city of Sioux Falls State of South Dakota

have been authorized to do business in the State of Michigan, as surety, are held and firmly bound unto the People of the State of Michigan in the sum of One Thousand (\$1,000.00) dollars, to the payment whereof, well and truly to be made we bind ourselves, our heirs, executors, administrators, successors and assigns, firmly by these presents.

Sealed with our seals and dated this 14th day of August, 2012 A.D.

Now therefore the condition of this obligation is such that if the principal shall well and truly keep and perform all and singular the terms and conditions of this contract of license and/or permit and permits, and any modifications thereof, together with all and singular the obligations imposed by the Michigan Liquor Control Code of 1998, as amended, and will comply with all the rules and regulations promulgated by the Liquor Control Commission, and will pay all fines, costs and/or penalties that may be imposed upon him for violations of this Act and/or for violations of the rules and regulations promulgated by the Liquor Control Commission, and

Conditioned further, that if the said principal will not directly or indirectly, by the principal, clerk, agent or servant of the principal at any time, sell, furnish, give or deliver any alcoholic liquor to a minor, nor to any adult person who is at the time visibly intoxicated, and that if the said principal will pay all actual damages that may be adjudged to any person or persons for injuries inflicted upon such person or persons either in person or in property of means of support or likewise, by reason of the said principal, selling, furnishing, giving or delivering any such alcoholic liquor, then this obligation shall be void; otherwise to remain in full force and effect.

And the undersigned for themselves, their heirs, executors, administrators, successors or assigns do further covenant and agree with the State of Michigan as follows:

1. That this bond shall remain in full force and effect until 60 days after the date of receipt by the Michigan Liquor Control Commission and shall remain in full force and effect until 60 days after the date of receipt by the Michigan Liquor Control Commission at the expiration of the license, at which time it shall terminate as to all acts on the part of the principal subsequent to said date, excepting as may be set forth in this bond, or otherwise limited by law and the rules and regulations of the said Liquor Control Commission. If the effective date of the bond is not filed in the State of Michigan, the date of execution shall be effective date of the bond.

2. That all rights and liabilities under this bond shall be governed, controlled and fixed by the terms thereof, and by the law and the regulations made pursuant thereto as the same now exists or may hereafter be modified, amended or supplemented.

Witness our hands and seals this 14th day of August, 2012 A.D.

Signature of Officer of Special License Applicant [Signature]

Printed (or typed) name of officer and title John Henderson - President

Attorney-in-fact (print or type name) Paul T. Bruflat, Vice President

Attorney-in-fact Signature [Signature]

Name of Surety Company: WESTERN SURETY COMPANY

Address and phone of Surety Company: P.O. Box 5077  
Sioux Falls, SD 57117-5077 (605) 336-0850



# Western Surety Company

## POWER OF ATTORNEY

### KNOW ALL MEN BY THESE PRESENTS:

That WESTERN SURETY COMPANY, a corporation organized and existing under the laws of the State of South Dakota, and authorized and licensed to do business in the States of Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming, and the United States of America, does hereby make, constitute and appoint

Paul T. Bruflat of Sioux Falls,  
State of South Dakota, its regularly elected Vice President,  
as Attorney-in-Fact, with full power and authority hereby conferred upon him to sign, execute, acknowledge and deliver for and on its behalf as Surety and as its act and deed, the following bond:

One One Day Liquor

bond with bond number 61440038

for Downtown Ludington Board

as Principal in the penalty amount not to exceed: \$ 1,000.00

Western Surety Company further certifies that the following is a true and exact copy of Section 7 of the by-laws of Western Surety Company duly adopted and now in force, to-wit:

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys-in-Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

In Witness Whereof, the said WESTERN SURETY COMPANY has caused these presents to be executed by its Vice President with the corporate seal affixed this 14th day of August, 2012.

ATTEST

L. Nelson  
L. Nelson, Assistant Secretary

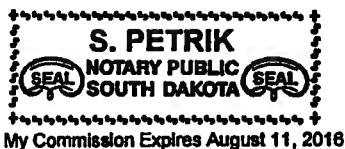
WESTERN SURETY COMPANY  
By Paul T. Bruflat  
Paul T. Bruflat, Vice President

STATE OF SOUTH DAKOTA }  
COUNTY OF MINNEHAHA } ss



On this 14th day of August, 2012, before me, a Notary Public, personally appeared Paul T. Bruflat and L. Nelson

who, being by me duly sworn, acknowledged that they signed the above Power of Attorney as Vice President and Assistant Secretary, respectively, of the said WESTERN SURETY COMPANY, and acknowledged said instrument to be the voluntary act and deed of said Corporation.



S. Petrik  
Notary Public



Michigan Department of Licensing and Regulatory Affairs  
 Liquor Control Commission (MLCC)  
 7150 Harris Drive, P.O. Box 30005 - Lansing, Michigan 48909-7505  
 (517) 322-1400 toll free (866) 813-0011 www.michigan.gov/lcc

Business ID: \_\_\_\_\_

Request ID: \_\_\_\_\_

**CREDIT CARD AUTHORIZATION FORM**

Fax completed form to secured number: 517-322-5237

Name Downtown Ludington Board  
 Address 400 S Harrison Street  
 City Ludington  
 State MI  
 Zip 49431  
 Payment is for: Special Liquor License  
 Phone 231-845-6237

Transaction Amount: 25.00

Card Number: \_\_\_\_\_

Check one:  MasterCard  VISA

Expiration Date: \_\_\_\_\_

Signature \_\_\_\_\_

Notice: This form may be used for payment of goods and services offered by the Michigan Liquor Control Commission, with the exception of the purchase of alcoholic beverages.

LARA is an equal opportunity employer/program.  
 Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.



Michigan Department of Licensing and Regulatory Affairs  
Michigan Liquor Control Commission (MLCC)  
7150 Harris Drive, P.O. Box 30005 - Lansing, Michigan 48909-7505  
(517) 322-1326 toll free (866) 813-0011 [www.michigan.gov/lcc](http://www.michigan.gov/lcc)

**Notice to Special Licensees**  
(Authorized by Act 58, P.A. of 1998)

Like any other licensee of the MLCC, Special Licensees are responsible for following the Liquor Control Code and the MLCC Administrative Rules. Organizations any persons who are running the events should take time to familiarize themselves with the rules that govern the sale of alcoholic beverages. Failure to comply may lead to steep fines and penalties as well as causing dangerous situations to develop.

The following is a synopsis of some important laws and rules. The list is not all inclusive but it will assist you in maintaining a legal and successful operation at your event. Do not take a chance on violating the law or rules. If in doubt about the legality of any activity or function for your event, call your local police department or the closest Liquor Control District Enforcement office (located in Southfield, Lansing, Grand Rapids and Escanaba).

Questions can also be answered at the MLCC Special License unit at (517) 322-1326. You may purchase a copy of the Liquor Control Code and MLCC Administrative Rules by submitting to the address printed above, a check or money order for \$15.00 made payable to the State of Michigan/MLCC. The Code and Rules are also available for download from the MLCC web site at [www.michigan.gov/lcc](http://www.michigan.gov/lcc).

**Purchases**

All your alcoholic beverages must be purchased from an MLCC licensee. Do NOT permit BYOB (bring your own bottle) at your event. Do not sell, offer to sell or advertise an unlimited quantity of alcoholic beverages for a single price.

**Profits**

Do not permit any person, organization or business entity, other than the licensee, to receive any profit or loss from the sale of alcoholic beverages.

**Gambling/Contests**

Do not allow gambling other than that which is legal under the state lottery laws. You must obtain a license for legalized gambling from the State Lottery Commission. Ensure that any contests are of a legal nature, and they do not violate any state laws.

**Minors**

Do not allow anyone who is less than 21 years old to purchase or consume alcoholic beverages. Ask for identification and examine it closely. Employment of a minor under the age of 18 must be in accordance with the Youth Employments Standards Act of June 1, 1978, being MCL436.1707.

**Intoxication**

Always watch for signs of intoxication and limit sales. Do not allow anyone who is intoxicated to purchase or consume alcoholic beverages, or to loiter or congregate on the licensed premises.

**Legal Hours**

Do not sell alcohol other than beer or wine, on Sundays, unless you have been licensed by the Commission to do so. Do not sell any alcohol between 2:00 a.m. and 7:00 a.m. weekdays and 2:00 a.m. and 7:00 a.m. on Sundays. Do not allow consumption of alcohol between 2:30 a.m. and 7:00 a.m. on weekdays and 2:30 a.m. and 7:00 a.m. on Sundays. Do not sell alcoholic beverages between 11:59 p.m. on December 24 and 12:00 Noon on December 25.

**Licensed Premises**

It is your responsibility to control and properly police the area where the alcoholic beverages are being sold and consumed. Do not permit persons to carry their alcoholic beverages outside the area approved for consumption. If your event is near a residential area, make sure your guests do not disturb or intrude on your neighbor's property.

**Other Rules**

It is your responsibility to comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules and ordinances as determined by the state and local law enforcement officials who have jurisdiction over the licensee, pursuant to MAC 436.1003.

**Cooperation**

It is your responsibility to cooperate with all law enforcement officers. Do not allow within or upon the licensed premises any illegal occupation or illegal act.

**Remember:**

- All codes and rules which apply to a regular licensee of the commission who sells alcoholic beverages for consumption on the premise also apply to a special one-day licensee.
- Violations of any of the Codes and MLCC Administrative Rules, or any other regulations governing the sale of alcoholic beverages for consumption on the premises or the provisions of the Liquor control code may result in a stop being placed against your organization for issuance of any additional special licenses.

**PLEASE KEEP THIS NOTICE AND POST IT WITH YOUR LICENSE ON THE PREMISES DURING THE HOURS OF OPERATION**

INTERNAL REVENUE SERVICE  
P. O. BOX 2508  
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date:

JUN 07 2004  
DOWNTOWN LUDINGTON BOARD  
C/O MARY BEUTELL  
400 S HARRISON ST  
LUDINGTON, MI 49431

Employer Identification Number:  
20-0933961  
DLN:  
17053134003024  
Contact Person:  
KENNETH W SCHMITT ID# 31226  
Contact Telephone Number:  
(877) 829-5500  
Accounting Period Ending:  
December 31  
Foundation Status Classification:  
509(a) (1)  
Advance Ruling Period Begins:  
April 15, 2004  
Advance Ruling Period Ends:  
December 31, 2008  
Addendum Applies:  
No

Dear Applicant:

Based on information you supplied, and assuming your operations will be as stated in your application for recognition of exemption, we have determined you are exempt from federal income tax under section 501(a) of the Internal Revenue Code as an organization described in section 501(c)(3).

Because you are a newly created organization, we are not now making a final determination of your foundation status under section 509(a) of the Code. However, we have determined that you can reasonably expect to be a publicly supported organization described in sections 509(a)(1) and 170(b)(1)(A)(vi).

Accordingly, during an advance ruling period you will be treated as a publicly supported organization, and not as a private foundation. This advance ruling period begins and ends on the dates shown above.

Within 90 days after the end of your advance ruling period, you must send us the information needed to determine whether you have met the requirements of the applicable support test during the advance ruling period. If you establish that you have been a publicly supported organization, we will classify you as a section 509(a)(1) or 509(a)(2) organization as long as you continue to meet the requirements of the applicable support test. If you do not meet the public support requirements during the advance ruling period, we will classify you as a private foundation for future periods. Also, if we classify you as a private foundation, we will treat you as a private foundation from your beginning date for purposes of section 507(d) and 4940.

Grantors and contributors may rely on our determination that you are not a private foundation until 90 days after the end of your advance ruling period. If you send us the required information within the 90 days, grantors and contributors may continue to rely on the advance determination until we make

Letter 1045 (DO/CG)

DOWNTOWN LUDINGTON BOARD

a final determination of your foundation status.

If we publish a notice in the Internal Revenue Bulletin stating that we will no longer treat you as a publicly supported organization, grantors and contributors may not rely on this determination after the date we publish the notice. In addition, if you lose your status as a publicly supported organization, and a grantor or contributor was responsible for, or was aware of, the act or failure to act, that resulted in your loss of such status, that person may not rely on this determination from the date of the act or failure to act. Also, if a grantor or contributor learned that we had given notice that you would be removed from classification as a publicly supported organization, then that person may not rely on this determination as of the date he or she acquired such knowledge.

If you change your sources of support, your purposes, character, or method of operation, please let us know so we can consider the effect of the change on your exempt status and foundation status. If you amend your organizational document or bylaws, please send us a copy of the amended document or bylaws. Also, let us know all changes in your name or address.

As of January 1, 1984, you are liable for social security taxes under the Federal Insurance Contributions Act on amounts of \$100 or more you pay to each of your employees during a calendar year. You are not liable for the tax imposed under the Federal Unemployment Tax Act (FUTA).

Organizations that are not private foundations are not subject to the private foundation excise taxes under Chapter 42 of the Internal Revenue Code. However, you are not automatically exempt from other federal excise taxes. If you have any questions about excise, employment, or other federal taxes, please let us know.

Donors may deduct contributions to you as provided in section 170 of the Internal Revenue Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

Donors may deduct contributions to you only to the extent that their contributions are gifts, with no consideration received. Ticket purchases and similar payments in conjunction with fundraising events may not necessarily qualify as deductible contributions, depending on the circumstances. Revenue Ruling 67-246, published in Cumulative Bulletin 1967-2, on page 104, gives guidelines regarding when taxpayers may deduct payments for admission to, or other participation in, fundraising activities for charity.

You are not required to file Form 990, Return of Organization Exempt From Income Tax, if your gross receipts each year are normally \$25,000 or less. If you receive a Form 990 package in the mail, simply attach the label provided, check the box in the heading to indicate that your annual gross receipts are normally \$25,000 or less, and sign the return. Because you will be treated as a public charity for return filing purposes during your entire advance ruling period, you should file Form 990 for each year in your advance ruling period.

DOWNTOWN LUDINGTON BOARD

that you exceed the \$25,000 filing threshold even if your sources of support do not satisfy the public support test specified in the heading of this letter.

If a return is required, it must be filed by the 15th day of the fifth month after the end of your annual accounting period. A penalty of \$20 a day is charged when a return is filed late, unless there is reasonable cause for the delay. However, the maximum penalty charged cannot exceed \$10,000 or 5 percent of your gross receipts for the year, whichever is less. For organizations with gross receipts exceeding \$1,000,000 in any year, the penalty is \$100 per day per return, unless there is reasonable cause for the delay. The maximum penalty for an organization with gross receipts exceeding \$1,000,000 shall not exceed \$50,000. This penalty may also be charged if a return is not complete. So, please be sure your return is complete before you file it.

You are not required to file federal income tax returns unless you are subject to the tax on unrelated business income under section 511 of the Code. If you are subject to this tax, you must file an income tax return on Form 990-T, Exempt Organization Business Income Tax Return. In this letter we are not determining whether any of your present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

You are required to make your annual information return, Form 990 or Form 990-EZ, available for public inspection for three years after the later of the due date of the return or the date the return is filed. You are also required to make available for public inspection your exemption application, any supporting documents, and your exemption letter. Copies of these documents are also required to be provided to any individual upon written or in person request without charge other than reasonable fees for copying and postage. You may fulfill this requirement by placing these documents on the Internet. Penalties may be imposed for failure to comply with these requirements. Additional information is available in Publication 557, Tax-Exempt Status for Your Organization, or you may call our toll free number shown above.

You need an employer identification number even if you have no employees. If an employer identification number was not entered on your application, we will assign a number to you and advise you of it. Please use that number on all returns you file and in all correspondence with the Internal Revenue Service.

This ruling is based on the understanding that the majority of your Board of Directors will be non-salaried and will not be related to salaried personnel or to parties providing services. It is also based on the understanding that salaried individuals cannot vote on their own compensation and that compensation decisions will be made by the board.

This determination is based on evidence that your funds are dedicated to the purposes listed in section 501(c)(3) of the Code. To assure your continued exemption, you should keep records to show that funds are spent only for those purposes. If you distribute funds to other organizations, your records should

DOWNTOWN LUDINGTON BOARD

show whether they are exempt under section 501(c)(3). In cases where the recipient organization is not exempt under section 501(c)(3), you must have evidence that the funds will remain dedicated to the required purposes and that the recipient will use the funds for those purposes.

If you distribute funds to individuals, you should keep case histories showing the recipients' names, addresses, purposes of awards, manner of selection, and relationship (if any) to members, officers, trustees or donors of funds to you, so that you can substantiate upon request by the Internal Revenue Service any and all distributions you made to individuals. (Revenue Ruling 56-304, C.B. 1956-2, page 306.)

If we said in the heading of this letter that an addendum applies, the addendum enclosed is an integral part of this letter.

Because this letter could help us resolve any questions about your exempt status and foundation status, you should keep it in your permanent records.

If you have any questions, please contact the person whose name and telephone number are shown in the heading of this letter.

Sincerely yours,



Lois G. Lerner  
Director, Exempt Organizations  
Rulings and Agreements

Enclosure(s):  
Form 872-C



Michigan Department of Licensing and Regulatory Affairs  
 Michigan Liquor Control Commission (MLCC)  
 7150 Harris Drive, P.O. Box 30005 - Lansing, Michigan 48909-7505  
 (517) 322-1326 toll free (866) 813-0011 www.michigan.gov/lcc

**PART II**

**Bond of Special License for Sale of  
 Beer, Wine and Spirits for Consumption on the Premises**  
 (Authorized by MCL 436.1801(1)(b))

**\*\*\*NOTICE: Bonding Company must attach power of attorney to this form**

**Applicant Information:**

Name of Organization

Downtown Ludington Board

Location name and address where event is to be held

North James Street Plaza

City Ludington Township \_\_\_\_\_ County Mason

Know all men by these presents, that the above applicant, as principal,

and \_\_\_\_\_

of \_\_\_\_\_ street, city of \_\_\_\_\_ State of \_\_\_\_\_

have been authorized to do business in the State of Michigan, as surety, are held and firmly bound unto the People of the State of Michigan in the sum of One Thousand (\$1,000.00) dollars, to the payment whereof, well and truly to be made we bind ourselves, our heirs, executors, administrators, successors and assigns, firmly by these presents.

Sealed with our seals and dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ A.D.

Now therefore the condition of this obligation is such that if the principal shall well and truly keep and perform all and singular the terms and conditions of this contract of license and/or permit and permits, and any modifications thereof, together with all and singular the obligations imposed by the Michigan Liquor Control Code of 1998, as amended, and will comply with all the rules and regulations promulgated by the Liquor Control Commission, and will pay all fines, costs and/or penalties that may be imposed upon him for violations of this Act and/or for violations of the rules and regulations promulgated by the Liquor Control Commission and

Conditioned further, that if the said principal will not directly or indirectly, by the principal, clerk, agent or servant of the principal at any time, sell, furnish, give or deliver any alcoholic liquor to a minor, nor to any adult person who is at the time visibly intoxicated, and that if the said principal will pay all actual damages that may be adjudged to any person or persons for injuries inflicted upon such person or persons either in person or in property of means of support or likewise, by reason of the said principal, selling, furnishing, giving or delivering any such alcoholic liquor, then this obligation shall be void; otherwise to remain in full force and effect.

And the obligors, for themselves, their heirs, executors, administrators, successors or assigns do further covenant and agree with the State of Michigan as follows:

1. That this bond shall be in effect for a period commencing at 7:00 a.m. on \_\_\_\_\_ (date), if accepted by the Liquor Control Commission, and shall remain in full force and effect until 60 days after the date of receipt by the Michigan Liquor Control Commission at Lansing of the expired license, at which time it shall terminate as to all acts on the part of the principal subsequent to said date, excepting as may be set forth in this bond, or otherwise limited by law and the rules and regulations of the said Liquor Control Commission. If the effective date of the bond is not filled in, the date of execution shall be effective date of the bond.

2. That all rights and liabilities under this bond shall be governed, controlled and fixed by the terms thereof, and by the law and the regulations made pursuant thereto as the same now exists or may hereafter be modified, amended or supplemented.

Witness our hands and seals this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ A.D.

Signature of Officer of Special License Applicant \_\_\_\_\_

Printed (or typed) name of officer and title \_\_\_\_\_

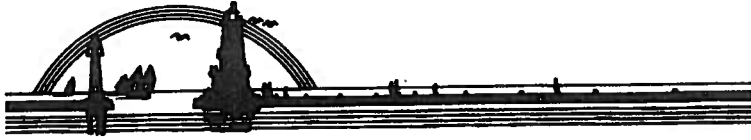
Attorney-in-fact (print or type name) \_\_\_\_\_

Attorney-in-fact Signature \_\_\_\_\_

Name of Surety Company: \_\_\_\_\_

Address and phone of Surety Company: \_\_\_\_\_





JOHN HENDERSON, MAYOR  
JOHN E. SHAY, CITY MANAGER  
DEBORAH L. LUSKIN, CITY CLERK  
LINDA J. ROGERS, CITY TREASURER

**CITY OF LUDINGTON**  
400 SOUTH HARRISON STREET  
LUDINGTON, MICHIGAN 49431  
PHONE (231) 845-6237  
FAX (231) 845-1146

## MEMORANDUM

TO: Mayor Henderson and the Ludington City Council  
FROM: John Shay, City Manager *JS*  
DATE: September 6, 2012  
RE: Tom Rotta's Appeal of FOIA Decision

I have attached a FOIA request from Tom Rotta dated August 26, 2012 in which he requested to receive copied electronic files or to personally inspect:

- "1) Court-related documents (the Complaint, Summons, discovery, etc.) received by the City and/or its officials regarding the lawsuit brought against the City and/or its officials by the McAdam party (Sue?), which is slated to be a topic of discussion on Monday night in closed session.
- 2) Court-related documents sent to the McAdam party from the City and/or its officials/attorneys in response to that suit, and any countersuit, if applicable.
- 3) All communications in the City's possession regarding the dispute in question between the McAdam party and the City of Ludington occurring prior to the lawsuit being filed."

Based on the advice of the City Attorney, the City granted the request in part and denied the request in part. The City also required Mr. Rotta to provide a deposit in the amount of \$76.71, which represents 50% of the estimated cost to compile these records and to separate exempt from non-exempt records. Mr. Rotta has appealed this decision.

**CITY MANAGER'S RECOMMENDATION:** Affirm the FOIA Coordinator's response dated September 4, 2012 to Mr. Rotta's FOIA request dated August 26, 2012.

*On the Shores of Lake Michigan*

## John Shay

---

**From:** John Shay  
**Sent:** Thursday, September 06, 2012 1:24 PM  
**To:** 'Tom Rotta'  
**Subject:** RE: FOIA Request: McAdam Lawsuit Records

Tom:

Your appeal will be placed on the agenda for the Ludington City Council meeting on Monday, September 10 at 6:30 p.m.

John Shay  
City Manager  
City of Ludington  
400 South Harrison Street  
Ludington, Michigan 49431  
(231) 845-6237 Voice  
(231) 845-7302 Fax  
[jshay@ci.ludington.mi.us](mailto:jshay@ci.ludington.mi.us)

---

**From:** Tom Rotta [mailto:[tomrotta@rocketmail.com](mailto:tomrotta@rocketmail.com)]  
**Sent:** Tuesday, September 04, 2012 1:08 PM  
**To:** John Shay  
**Cc:** [rjrathsack@aol.com](mailto:rjrathsack@aol.com); [tykoskin@msu.edu](mailto:tykoskin@msu.edu); [michland50@hotmail.com](mailto:michland50@hotmail.com); [kayescare@charter.net](mailto:kayescare@charter.net); [wtaranko@charter.net](mailto:wtaranko@charter.net); [wlmarrison@charter.net](mailto:wlmarrison@charter.net); [Les22j@frontier.com](mailto:Les22j@frontier.com)  
**Subject:** Re: FOIA Request: McAdam Lawsuit Records

John,

In the records requested there are no records that should be exempt. The first two sub-requests are court documents, many of which are available through the PACER system, the third are simple communications between the McAdams and the City, all of which should have non-exempt material.

You have marked the attorney-client privilege as the only exempt material, and I am not asking for anything which should have that privilege. I am not asking for internal communications of the City or its principles with its attorney.

The court documents should have already had their exempt material treated, and even if you were to find some that weren't, I debate your choice as to being the lowest paid employee to do so, or the time it would take you to do so. If you don't get it yet, that is public extortion and is illegal in this state.

I have also asked to inspect these records, so charging me one of your inflated office worker prices \$23.07 an hour to scan these documents is also against my wishes. Remember, if you want to charge labor for this service, I am more than happy to come in and do it myself.

Therefore, on re-examination, you should be inviting me to the City Hall to inspect these non-exempt documents for free. Please, adjust your response and reflect that, or consider this an appeal of your decision which violates FOIA law.

Tom Rotta  
**The Ludington Torch**

**From:** John Shay <JShay@ci.ludington.mi.us>  
**To:** Tom Rotta <tomrotta@rocketmail.com>  
**Sent:** Tuesday, September 4, 2012 7:58 AM  
**Subject:** RE: FOIA Request: McAdam Lawsuit Records

Tom:

I have attached the City of Ludington's response to your FOIA request. The fees associated with your request are calculated as follows:

Labor to scan records = \$23.07 per hour (including benefits) x 2 hours = \$46.14 This would be performed by the lowest paid employee.

Labor to separate exempt from non-exempt records = \$63.64 per hour (including benefits) x 2 hours = \$127.28 This would be performed by me.

Total = \$173.42 less \$20 credit for Affidavit of Indigency = \$153.42

Upon receipt of your 50% deposit in the amount of \$76.71, the City will begin to compile the records. Upon receipt of the payment in full, the City will release the records to you.

John Shay  
City Manager  
City of Ludington  
400 South Harrison Street  
Ludington, Michigan 49431  
(231) 845-6237 Voice  
(231) 845-7302 Fax  
[jshay@ci.ludington.mi.us](mailto:jshay@ci.ludington.mi.us)

---

**From:** Tom Rotta [mailto:tomrotta@rocketmail.com]  
**Sent:** Sunday, August 26, 2012 6:08 PM  
**To:** John Shay  
**Subject:** FOIA Request: McAdam Lawsuit Records

John,

Under provisions of the Michigan Freedom of Information Act (MCLA 15.231 et seq; MSA 4.1801 (1) et seq) I am requesting to receive copied electronic files to this E-mail address or failing that, to personally inspect the following public records :

- 1) Court-related documents (the Complaint, Summons, discovery, etc.) received by the City and/or its officials regarding the lawsuit brought against the City and/or its officials by the McAdam party (Sue?), which is slated to be a topic of discussion on Monday night in closed session.
- 2) Court-related documents sent to the McAdam party from the City and/or its officials/attorneys in response to that suit, and any countersuit, if applicable.
- 3) All communications in the City's possession regarding the dispute in question between the McAdam party and the City of Ludington occurring prior to the lawsuit being filed.

If you need any clarifications of this request, please reply expediently to this E-mail address.

**If requested record(s) do not exist, please enumerate which ones do not, as per the Act.**

**If you determine that some of the requested information is exempt from disclosure, please detail what is being withheld and cite the exemption under FOIA.**

If fees to comply with this request exceed \$20, please contact me at this E-Mail address with those fees enumerated.

As provided under FOIA, I would anticipate my request being filled within five working days of receipt of this letter.

Tom Rotta

**The Ludington Torch**

# City of Frankenmuth

Michigan's Little Bavaria

240 West Genesee Street  
Frankenmuth, Michigan 48734-1398



**FYI**

Phone: (989) 652-9901  
Fax: (989) 652-3451  
E-mail: [cityhall@frankenmuthcity.com](mailto:cityhall@frankenmuthcity.com)  
[www.frankenmuthcity.com](http://www.frankenmuthcity.com)

RECEIVED AUG 29 2012

August 27, 2012

The Honorable John Henderson, Mayor  
City of Ludington  
400 S. Harrison Street  
Ludington, MI 49431-2175

Dear John,

On behalf of the City of Frankenmuth, please extend to the Council and staff our pleasure of being able to exchange with the City of Ludington for the 2012 Mayor Exchange Day activities.

The pride in Ludington was quite evident as we were greeted by your delegation and had the opportunity to speak with them throughout the day. This, undoubtedly, must be an important part of the success of your community.

The tour of Ludington was impressive. In turn, we thoroughly enjoyed your visit to Frankenmuth as well. Also, please extend our sincere appreciation to your staff and to Jackie for her "behind the scenes" arrangements.

If any of you are ever in the area, please stop in to visit.

Sincerely,

A handwritten signature in black ink, appearing to be "Gary C. Rupprecht". The signature is fluid and cursive, with a large initial "G" and "R".

Gary C. Rupprecht  
Mayor

**FY1**

**CITY OF LUDINGTON**  
**TREASURER'S INVESTMENT REPORT**  
**August 31, 2012**

<u>Investment Summary by Institution</u>	<u>Amount</u>	<u>Percent</u>
Grand Valley Co-op Credit Union	100,210	1.39%
Northwestern Bank Investments	589,494	8.19%
PNC Investments	1,029,260	14.30%
Safe Harbor Credit Union	1,210,709	16.82%
Shelby State Bank	1,016,590	14.12%
West Shore Bank	3,252,377	45.18%
<b>TOTAL Investment Pool Funds</b>	<b>\$ 7,198,640</b>	<b>100.00%</b>

<u>Investment Maturity Schedule</u>	<u>Amount</u>	<u>Percent</u>	<u>Interest Rate</u>
Operating Cash Fund & M/M Savings	1,138,364	15.81%	@ .60%
Treasury Bills - available upon demand	634,983	8.82%	0.60%
1 Month	401,497	5.58%	1.00%
2 Months	401,597	5.58%	0.80%
3 Months	401,697	5.58%	0.85%
4-6 Months	401,900	5.58%	0.85%
7-9 Months	300,610	4.18%	0.40%
10-12 Months	1,925,727	26.75%	0.80%
Oct 2013	406,620	5.65%	1.10%
Feb 2014	* 609,053	8.46%	1.14%
Sept 2014	* 209,312	2.91%	2.27%
Jan 2015	* 367,280	5.10%	2.15%
<b>Total as of 08-31-2012</b>	<b>\$ 7,198,640</b>	<b>100.00%</b>	

\* Reserve required for Operating Budget @ 20%, or \$1,000,000  
 More than covered by longer term investments maturing in 2014-2015